



Summary Board of Directors Meeting - XXII – June 24, 2013

Agenda for: Board of Directors Meeting - XXII - June 24, 2013

Roll Call

Board Members in attendance were: Hank Donahue, Bruce Hancock, Chris Morelli, Bill Parrish, Maryellen Sheehan, Ellen Sheffey and Brian Shiflett

Board Members not in attendance: Chris Barrett, John Grab

Administrators in attendance: Richard Faidley, Joe McFarland, Lisa Sviben-Miller, Steve Rineer, Stacy Winslow

Others in attendance: Jason Reifsnyder, Anne Newman, Heidi Eby, Myla Merkel, John Christopher, Mackenzie Brown, Nicole Brown, Terri Luciano, Jordan Luciano, Megan Hulse, Monica Von Dobeneck

1. OPENING ITEMS

1.1 Call to Order

Minutes: The June 24, 2013 meeting of the Derry Township Board of School Directors was called to order by Mr. Chris Morelli at 7:07PM.

1.2 Roll Call

Mr. Chris Barrett
Dr. Hank Donahue
Mr. John Grab
Mr. Bruce Hancock
Mr. Chris Morelli
Dr. Bill Parrish
Mrs. Maryellen Sheehan
Mrs. Ellen Sheffey
Mr. Brian Shiflett

Minutes: Mr. Barrett and Mr. Grab had excused absences

1.3 Flag Salute

1.4 Approval of School Board Agenda

Approval of the June 24, 2013 Derry Township School District Board Agenda.

Minutes: Following a motion by Brian Shiflett and a second by Bill Parrish, the board agenda for the evening's meeting was approved.

2. INFORMATIONAL AND PROPOSALS

2.1 Announcement of Executive Session

Minutes: The Board met in executive session prior to this evening's meeting regarding personnel and legal matters. The Human Resources Standing Committee met in Executive Session on June 5, 2013.

2.2 Recognition of Citizens (Agenda Items)

This was an opportunity for residents and taxpayers to address the Board on matters related to the agenda. Those who speak were asked to come to the microphone, state your name and address for the record.

Minutes: John Christopher, operations committee member, of the Hershey Athletics Hall of Fame addressed the Board concerning the Hall of Fame.

2.3 Standing Committee Reports

Policy Standing Committee - June 13, 2013 - Mrs. Sheffey

Minutes:

Policy Standing Committee report from June 13, 2013: Ellen Sheffey

- Revision to the Booster Club policy (915)
- 2013-2014 meeting schedule

2.4 Anticipated Agenda Items for the Next School Board Meeting

The following items will be on the Agenda for the August 12, 2013 Public Board Meeting:

1. Approval of June 24, 2013 School Board Summary Minutes
2. Discipline Report
3. Community Correspondence Summary
4. Requests for the Use of Facilities
5. Personnel
6. Staff Development

Minutes: The anticipated agenda items for the August 12, 2013 meeting of the Derry Township Board of School Directors were reviewed.

3. UNFINISHED BUSINESS

3.1 Approval of 2013 Inductees of the Athletic Hall of Fame

Whereas, The Derry Township School District created the Hershey High School Athletic Hall of Fame in 2004 to recognize individuals for significant career accomplishments in the field of athletics;

Whereas, the Hershey High School Athletic Hall of Fame serves the dual purpose of recognizing such accomplishments and providing role models for current students in the Derry Township School District;

Whereas, Oversight of the Hall of Fame is conducted by a committee formed by the Administration and consists of 10 members;

Whereas, The Athletic Hall of Fame committee annually solicits nominations for induction, and considers those who have graduated at least 10 years prior to the year of nomination and who have been an athlete, coach or an individual who achieved noteworthy and outstanding accomplishments for the athletic program of the Derry Township School District;

Whereas, The Athletic Hall of Fame committee recommends the top 15 nominations and submits those to a selection committee consisting of a current coach, former coach, a member of the school administration, a current faculty member, three alumni and three members of the Athletic Hall of Fame committee; and

Whereas, The selection committee reviews the top 15 nominations and votes, by secret ballot, to induct the top five nominees into the Hershey High School Athletic Hall of Fame;

Resolved, For their past accomplishments and for serving as role models to current and future students, the Derry Township School District Board of School Directors recognizes the following 2013 inductees of the Hershey High School Athletic Hall of Fame:

Luke Drayer, Class of 1978

Sam Elias, Athletic Director 2002-2012

Al Fricke, High School Baseball Coach 2002-2011 and Cross Country Coach 1997-to-Present

Mario Shaffer, Class of 1980

Radee Skipworth, Class of 2000

Minutes: A motion was made by Bill Parrish and seconded by Bruce Hancock to approve the 2013 Inductees of the Athletic Hall of Fame. The motion was unanimously approved by all Board members present

Vote Results

Yea	7	Hank Donahue, Bruce Hancock, Chris Morelli, Bill Parrish, Maryellen Sheehan, Ellen Sheffey and Brian Shiflett
Nay	0	
Abstain	0	
Not Cast	2	Chris Barrett and John Grab

MOTION CARRIED

4. **CONSENT AGENDA ITEMS**

Adoption of items of routine nature and those that normally do not require public deliberations on the part of the Governing Board. A Board Member may pull items which will then be discussed and voted on separately.

Minutes: Following a motion by Maryellen Sheehan and a second by Bill Parrish.

Vote Results

Yea	7	Hank Donahue, Bruce Hancock, Chris Morelli, Bill Parrish, Maryellen Sheehan, Ellen Sheffey and Brian Shiflett
Nay	0	
Abstain	0	
Not Cast	2	Chris Barrett and John Grab

MOTION CARRIED

4.1 Approval of June 10, 2013 School Board Meeting Summary Minutes XXI

4.2 Approval of May 2013 Finance Report

1. The Treasurer's Report for the month ending May 31, 2013 was summarized as follows:

General Fund Revenue	\$2,170,771
General Fund Expenditures	5,898,653
Balance of Cash Plus Investments	20,418,078

(Includes \$6,822,910 Capital Reserve)
2. The listed schedule of investment transactions for the period beginning May 1, 2013 through May 31, 2013 had total interest earnings of \$5,303 comprised of the following:

General Fund	\$0
Money Market	3,565
Capital Reserve	1,738
PA Local Government Trust	0

The average interest rate for May 2013 was .27%
3. The May 2013 expenditures for the paid bills for all funds totaled \$2,467,188 excluding net payroll, retirement contributions, and debt service.
4. The June 2013 expenditures for the unpaid balance for all funds totaled \$1,022,596
5. Estimated expenditures of the General Fund for the month of June 2013 were in the following amounts:

Operating Expenses	\$1,200,000
Utilities	120,000
Net Payroll 2 pays)	1,719,000
Employer Provided Insurance	376,000
Payroll Deductions	880,000

Employer Payroll Taxes (FICA/RET)	894,000
Debt Service	0
Total Estimated Expenditures	\$5,189,000

4.3 Approval of Budget Transfers

Section 687 (d) of the Public School Code provides: The Board of School Directors shall have the power to authorize the transfer of any unencumbered balance, or any portion thereof, from one class of expenditures or item, to another, but such action shall be taken only during the last nine (9) months of the Fiscal Year.

The Administration recommended the Board authorize the June 2013 budget transfers.

4.4 Requests for Payment - Construction Projects

The Administration recommended the approval of the following invoices as reviewed and approved by Dr. Kepler:

HVAC Performance Based Energy Agreement

- | | |
|--|-------------|
| 1. McClure Company, Inc.
Application No.6 | \$59,616.99 |
|--|-------------|

Hershey Middle School Phase II

- | | |
|--|------------|
| 2. E.R. Stuebner, Inc (General Contractor)
Application No.5 | 148,303.88 |
| 3. Carl E. Frantz, Inc. (Plumbing)
Application No.3 | 29,124.00 |
| 4. Geotechnical Engineering Solutions, Inc.
Invoice dated 5/16/2013 | 5,046.80 |
| 5. Township of Derry
Invoice No. 91963-2 | 3,062.57 |
| 6. Raudenbush Engineering, Inc.
Invoice No. 13095-13-1 | 1,831.30 |
| 7. SchraderGroup Architecture, LLC
Invoice No. 01387 | 5,727.53 |

Softball Fields

- | | |
|--|-----------|
| 8. TR Stoner (General Contractor)
Certificate No. 3 - FINAL | 30,634.54 |
|--|-----------|

4.5 Requests for Anticipated Payment - Construction Projects

The Administration requested approval to pay amounts for anticipated invoices from the following contractors on a not-to-exceed basis, as approved by the Director of Buildings and Grounds and the Superintendent:

Hershey Middle School Phase II

- | | |
|---|--------------|
| 1. ER Stuebner, Inc (General Contractor)
Application No. 6 | \$273,330.00 |
|---|--------------|

- | | | |
|----|--|------------|
| 2. | Spotts Brothers, Inc (Electric)
Application No. 4 | 199,614.33 |
| 3. | Carl E. Frantz, Inc (Plumbing)
Application No. 4 | 14,535.00 |
| 4. | J&S Fabrication (HVAC)
Application No. 5 | 85,594.50 |

HVAC Performance Based Energy Agreement

- | | | |
|----|---|------------|
| 5. | McClure Company, Inc
Application No. 7 | 189,281.94 |
|----|---|------------|

4.6 Approval of Online Sale of Buses: 24; 37; and Box Truck

The Administration recommended the sale of:

- Bus #24, 2003 Bluebird 84 passenger school bus to 422 On Line Auction for the amount of \$18,700
- Bus #37, 2003 Bluebird 84 passenger school bus to 422 On Line Auction for the amount of \$18,800
- 2001 Ford 450 box truck to 422 On Line Auction for the amount of \$4,100.

These were the highest bids for each vehicle.

4.7 Hershey Christian School Food Services Agreement

The Administration recommended the Board approve and ratify a further extension to contract to provide food services to Hershey Christian School. This contract will continue the arrangement whereby the District will provide onsite lunch to Hershey Christian School for three days per week, to commence on or about September 9, 2013 and ending at the conclusion of the Hershey Christian School academic year or the District school year, whichever shall occur first.

4.8 Textbook Recommendation

The Administration recommended the approval of the following textbook for use in the 2013-2014 school year:

High School:

Curricular Area: Social Studies
Subject/Course: World History
Grade Level: 10
Recommended Title: World History - The Modern Era
Publisher: Pearson
Author: Elizabeth Ellis and Anthony Esler
Copyright: 2014

4.9 Approval of Overnight Field Trip/Excursion - Hershey Wrestling - July 2013

The Administration recommended the approval of the overnight field trip/excursion as listed:

<i>Group:</i>	Hershey Wrestling
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<i>Number of Participating Students:</i>	30
<i>Grade Level:</i>	7-12
<i>Destination:</i>	Pennsylvania State University
<i>Purpose:</i>	Jr. and High School Team Camp
<i>Depart:</i>	July 11, 2013
<i>Return:</i>	July 14, 2013
<i>Trip Leader:</i>	Brandon M. Bucher

The District reserves the right to cancel the excursion based on events that could pose a heightened safety or security risk.

4.10 Approval of Policies

The Administration recommended the approval of the following policies of the Derry Township School District Policy Manual:

- 222 - Tobacco Use
- 233 - Suspension and Expulsion
- 610 - Purchases Subject to Bid
- 611 - Purchases Budgeted
- 806 - Child/Student Abuse
- 814 - Copyright and Fair Use Policy
- 825 - State Mandate Waivers (revoked)
- 901 - Public Relations Objectives
- 902 - Publications Program
- 908 - Relations with Parents/Guardians
- 909 - Municipal Government Relations
- 911 - News Media Relations
- 914 - Relations with Intermediate Unit (reaffirmation)

The policies were on display in the following locations: Hershey Public Library and the District Office. In addition, they were on the school's website.

4.11 Approval of Thirty-Day Review of Policy

The Administration recommended the approval of Thirty-Day Review of the following policy of the Derry Township School District Policy Manual:

- 915 - Booster Policy

The policy will be on display in the following locations: Hershey Public Library, District Office, and the Derry Township School District Website.

4.12 Requests for the Use of School Facilities

The Administration recommended the approval of the following Requests for the Use of School Facilities:

<i>Group:</i>	Keystone State Games
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Date/Time: August 2-4, 2013
 All Day
Requested Facility: ECC Gym, High School Gym
Event: Games
Fee: \$100.00 per hour for each gym (For Profit Organization)
 \$36.75 per hour per Custodian - (Two)
Date/Time: August 2, 2013 - 8:00 a.m. - 4:00 p.m.
 August 3, 2013 - 8:00 a.m. - 8:00 p.m.
Requested Facility: Two Turf Fields
Event: Games
Fee: \$30.00 per hour per Manager - (Two)
 \$225 for 4 hours (two turf fields) plus \$55 each additional hour (per field)
 \$36.74 per hour - Custodian - (One)

Group: Deer Run of Hershey Homeowners Association
Date/Time: November 7, 2013
 5:00 - 9:00 p.m.
Requested Facility: Middle School LGI
Event: Homeowners' Meeting
Fee: None

4.13 Announcement of Staff Development Conference

Staff Member: Allison Mackley
Conference: American Library Association: Leading to the Future
Location: Itasca, IL
Dates: August 11-15, 2013
Expenses: \$1,183.80

5. NEW BUSINESS

5.1 Establishment of the 2013-2014 Homestead and Farmstead Exclusion

The Administration acknowledged revenues totaling \$662,752.55 will be available for distribution through the Commonwealth of Pennsylvania's Homestead/Farmstead Exclusion. The number of Homesteads and Farmsteads presently approved by the Dauphin County Tax Assessment Office is 5,426. Based on these approved Homestead/Farmsteads, each Homestead and Farmstead will receive an estimated \$122.19 reduction in real estate taxes.

Since the exact number of approved homestead/farmstead is subject to minor adjustments, the final amount of the reduction in real estate taxes will be determined when the Dauphin County Tax Assessment Office finalizes the number of approved homestead/farmsteads for 2013-2014.

Minutes: A motion was made by Brian Shiflett and seconded by Ellen Sheffey, to approve the Establishment of the 2013-2014 Homestead and Farmstead Exclusion.

Vote Results

Yea	7	Hank Donahue, Bruce Hancock, Chris Morelli, Bill Parrish, Maryellen Sheehan, Ellen Sheffey and Brian Shiflett
Nay	0	
Abstain	0	
Not Cast	2	Chris Barrett and John Grab

MOTION CARRIED

5.2 Approval of Settlement Agreement with Hershey Entertainment & Resort
The Administration recommended the approval of the Real Estate Tax Settlement Agreement with Hershey Entertainment and Resorts and authorizes the District to pay the amount of \$210, 721.

Minutes: A motion was made by Maryellen Sheehan and seconded by Brian Shiflett, to approve the Settlement Agreement with Hershey Entertainment and Resort.

Vote Results

Yea	6	Hank Donahue, Bruce Hancock, Chris Morelli, Bill Parrish, Maryellen Sheehan, and Brian Shiflett
Nay	1	Ellen Sheffey
Abstain	0	
Not Cast	2	Chris Barrett and John Grab

MOTION CARRIED

5.3 Request for Approval of Appraisal
The Administration recommended the approval of Dunkin Advisors Proposal for appraisal of property.

Minutes: A motion was made by Hank Donahue and seconded by Bill Parrish, to approve the Request for Approval of Appraisal from Dunkin Real Estate Advisors

Vote Results

Yea	6	Hank Donahue, Chris Morelli, Bill Parrish, Maryellen Sheehan, Ellen Sheffey and Brian Shiflett
Nay	0	
Abstain	1	Bruce Hancock
Not Cast	2	Chris Barrett and John Grab

MOTION CARRIED

5.4 Approval of Limited Service Contract Agreement

The Administration recommended the approval of the Limited Service Contracts for the 2013-2014 school year.

Minutes: A motion was made by Bruce Hancock and seconded by Brian Shiflett, to approve the Limited Service Contract Agreement.

Vote Results

Yea	7	Hank Donahue, Bruce Hancock, Chris Morelli, Bill Parrish, Maryellen Sheehan, Ellen Sheffey and Brian Shiflett
Nay	0	
Abstain	0	
Not Cast	2	Chris Barrett and John Grab

MOTION CARRIED

5.5 Personnel - Resignations

Personnel

The Administration recommended the approval of the following resignations:

Classified:

Cohle, Shaina

Teachers' Aide

Intermediate Elementary School

Reason: Personal

Effective: 06/17/2013 (retroactive)

Repa, Tina

Cafeteria Aide

Intermediate Elementary School

Reason: Personal

Effective: 06/15/2013 (retroactive)

Limited Service Contract:

Cantore, Kathryn

Assistant Junior High Field Hockey Coach

Middle School

Reason: Personal

Effective: 06/13/2013 (retroactive)

Pedersen, Jason

Department Coordinator-Pupil Services

District-wide

Reason: Elimination of Limited Service Contract
Effective: 06/20/2013 (retroactive)

Minutes: A motion was made by Hank Donahue and seconded by Brian Shiflett, to accept the personnel resignations. The resignations were unanimously accepted by Board members present.

MOTION CARRIED

5.6 Personnel - General

1. The Administration recommended the approval of the following appointments:

Act 93:

The Administration recommended that the Board appoint and retain Jason Reifsnnyder as Assistant to the Superintendent for Personnel and Student Support Services at an annual salary compensation of \$116,000. The compensation, benefits, terms and conditions of employment would be consistent with the District's Act 93 Administrator Compensation Plan. While Jason Reifsnnyder currently possesses a Principal's Certificate, this appointment is contingent upon Jason Reifsnnyder pursuing and obtaining Superintendent Certificate and Letter of Eligibility during the 2013-2014 and 2014-2015 academic years, effective August 23, 2013 (pending receipt of Act 34, 151, and 114 clearances).

Professional:

Bancroft, Emily (for Lori Ogle and Megan Kerwin [share position])

Mathematics Teacher

High School

Long Term Substitute

Bachelors, Step 1

Salary: \$45,381.25

Effective: 08/13/2013 through the end of the 2013-2014 school year

Blass, Nathan (for Emma Melhorn)

Communication Arts Teacher

Middle School

Long Term Substitute

Bachelors, Step 1

Salary: \$45,381.25

Effective: 08/13/2013 through the end of the 2013-2014 school year (pending certification)

Carroll, Elizabeth (replacing Jean Long)

Intensive Learning Support Teacher

Elementary School

Professional

Masters, Step 4

Salary: \$51,003.75

Effective: 08/13/2013 (pending receipt of Act 34, 151, and 114 clearances)

Crabtree, John (replacing Patricia Snyder)
Social Studies Teacher
Middle School
Professional
Masters, Step 13
Salary: \$65,505
Effective: 08/13/2013 (pending receipt of Act 34, 151, and 114 clearances)

Cremo-Clark, Jamie * (replacing Patricia Costello)
Art Teacher
Middle School
Temporary Professional
Bachelors, Step 2
Salary: \$46,581.25
Effective: 08/20/2013

DeVivo, Kara (replacing Christine Baker)
Learning Support Teacher
Elementary School
Professional
Masters+45, Step 4
Salary: \$57,448.75
Effective: 08/13/2013 (pending receipt of Act 34, 151, and 114 clearances and pending graduate transcripts)

Grabuloff, Angela (replacing Ed Foley)
Social Studies Teacher
High School
Temporary Professional
Masters+45, Step 3
Salary: \$55,837.50
Effective: 08/13/2013

Haney, Kimberly (replacing Joan Bechtel)
Chemistry Teacher
High School
Professional
Masters+10, Step 7
Salary: \$57,448.75
Effective: 08/13/2013 (pending receipt of Act 34 and 114 clearances and pending graduate transcripts)

Lentine, Jennifer * (replacing Kelly Pierce)
Learning Support Teacher
Elementary School
Temporary Professional
Bachelors, Step 1
Salary: \$45,381.25
Effective: 08/13/2013

Classified:

Hallman, Stephanie (replacing Miriam Strauss)
Secretary (Part-time)
Buildings and Grounds
Level D: 5.5 hours per day
Salary: \$17.01 per hour
Effective: 07/01/2013

Transfer of Classified Staff:

Dile, Jr., Jack * (replacing Deborah Mast)
From: Substitute Bus Driver
District-wide
To: Bus Driver
District-wide
Level A: 5.25 hours per day
Salary: \$15.45 per hour
Effective: 06/06/2013 (retroactive)

Leeper, Charlene *

From: Substitute General Food Service Worker
District-wide
To: General Food Service Worker (replacing Janet Zimmerman)
High School
Level A: 4.0 hours per day
Salary: \$11.34 per hour
Effective: 08/19/2013

Peters, Colleen *

From: Secretary
Middle School
Level C: 7.5 hours per day, 10-month position
To: Guidance Secretary (replacing Mary Senchak)
Middle School
Full-time: 7.5 hours per day, 12-month position
Effective: 07/01/2013

Zimmerman, Janet *

From: General Food Service Worker
High School
Level A: 4.0 hours per day
To: General Food Service Worker (replacing Nancy Ferretti)
Elementary School
Level A: 4.0 hours per day
Effective: 08/19/2013

Limited Service Contracts:

Anderson, David *

Quiz Bowl Co-Advisor
High School
Level I, Group J, Step 1
Salary: To be determined
Effective: 08/19/2013

Bianco, Lakyn *
NEXUS Advisor (Zenith)
High School
Level I, Group H, Step 1
Salary: To be determined
Effective: 08/19/2013

Clouser, Barbara *
Coordinator/Community Service Program
High School
Level I, Group F, Step 3
Salary: To be determined
Effective: 08/19/2013

Marching Band Rehearsal Staff
High School
Level II, Group I, Step 1
Salary: To be determined
Effective: 06/25/2013

Gawel, Anna *
Mentor to Rachel Stull, Long-term Substitute Grade 1 Teacher
Early Childhood Center
Salary: To be determined
Effective: 08/13/2013

Hegge, Stephanie *
Mentor to Nathan Blass, Long-term Substitute Communication Arts Teacher
Middle School
Salary: To be determined
Effective: 08/13/2013

Licata, Amy *
Key Club Co-Advisor
High School
Level I, Group J, Step 1
Salary: To be determined
Effective: 08/19/2013

O'Brien, Michelle *
Stage Director - Musical
High School

Level I, Group G, Step 1
Salary: To be determined
Effective: 08/19/2013

Pierce, Kelly *

Mentor to Jennifer Lentine, Learning Support Teacher
Elementary School
Salary: To be determined
Effective: 08/13/2013

Ritchey, Bonnie *

National Honor Society Advisor (2 of 2)
High School
Level I, Group I, Step 1
Salary: To be determined
Effective: 08/19/2013

Rix, Robert

Assistant Golf Coach
High School
Level II, Group F, Step 1
Salary: To be determined
Effective: 08/12/2013 (pending receipt of Act 34 clearance)

Silvestri, Colette *

Quiz Bowl Co-Advisor
High School
Level I, Group J, Step 1
Salary: To be determined
Effective: 08/19/2013

Still, Ruth *

Freshman Class Advisor
High School
Level I, Group J, Step 1
Salary: To be determined
Effective: 08/19/2013

Thompson, Grace *

Coordinator/Community Service Program
High School
Level I, Group F, Step 1
Salary: To be determined
Effective: 08/19/2013

Turner, Mary *

Mentor to Emily Bancroft, Long-term Substitute Mathematics Teacher
High School

Salary: To be determined
Effective: 08/13/2013

2. The Administration recommended the approval of the following 2013 Summer School Staff contingent upon enrollment:

Gentry, Kristi *

Teachers' Aide

Reading and Math

Elementary School

3.0 hours per day, 4 days per week

Salary: \$15.22 per hour

Effective: 08/05/2013 through 08/16/2013

Walmer, Alexandra *

Overflow Classes

Elementary School

Part-time, Up to 4 days per week

Salary: \$26.00 per hour

Effective: 06/10/2013 through 06/27/2013 (retroactive)

Yengo, Amy *

Library Aide

Elementary School

Part-time, 4 days per week

Salary: \$13.39 per hour

Effective: 06/10/2013 through 06/27/2013 (retroactive)

3. The Administration recommended the approval of the following addition to the 2013-2014 Substitute Teacher List:

Przybylowski, Amanda

B.A. in Special Education from Coastal Carolina University

- * **This individual is currently an employee and/or volunteer. Clearances are on file.**

Minutes: A motion was made by Hank Donahue and seconded by Ellen Sheffey, to approve the personnel recommendations.

Vote Results

Yea	7	Hank Donahue, Bruce Hancock, Chris Morelli, Bill Parrish, Maryellen Sheehan, Ellen Sheffey and Brian Shiflett
Nay	0	
Abstain	0	
Not Cast	2	Chris Barrett and John Grab

MOTION CARRIED

6. DELEGATES REPORTS

6.1 Dauphin County Technical School

Minutes: Mr. Shiflett reported that the group met on June 12, 2013 to discuss various facility and curricular topics. It was also noted that the Technical School will end the year with a surplus. The next meeting is August 21, 2013.

6.2 Derry Township Tax Association

Minutes: No report

7. SPECIAL REPORTS

7.1 Board Members' Report

7.2 Superintendent's Report

Minutes: Dr. Faidley acknowledged Board members for their diligent work over the past year to move our district forward and set us up for success. He also acknowledged staff and administration for their efforts in making this year a huge success.

7.3 Board President's Report

8. RECOGNITION OF CITIZENS (Non-Agenda Items)

This was an opportunity for residents and taxpayers to address the Board on matters related to agenda items or matters of District Governance not on the formal agenda. Those who speak were asked to come to the microphone, state your name and address for the record.

9. ADJOURNMENT

Minutes: Following a motion by Maryellen Sheehan and a second by Bruce Hancock the meeting was adjourned at 7:37 p.m.

Respectfully submitted,

Stephen E. Rineer
Secretary to the Board
Approved at the August 14, 2013 meeting

Christopher Morelli
President of the Board of Directors

JEM

Derry Township School District

School Board Meeting

June 24, 2013

Please Sign In AND Print Your Name

Signature

Printed Name

[Signature]

Signature

Printed Name

[Signature]

JASON REISNYDEN

Signature

Printed Name

[Signature]

Lisa M. Sriben Miller

Signature

Printed Name

[Signature]

Anne E. Newman

Signature

Printed Name

[Signature]

Heidi Eby

Signature

Printed Name

[Signature]

myla meler

Signature

Printed Name

[Signature]

JOHN C. CHRISTOPHER

Signature

Printed Name

[Signature]

Cameron Brown

Signature

Printed Name

Mackenzie Brown

Mackenzie Brown

Signature

Printed Name

[Signature]

Nicole Brun

Signature

Printed Name

Terril Luciano

Terril Luciano

Signature

Printed Name

[Signature]

Jordan Luciano

Signature

Printed Name

[Signature]

Megan G. Huls

Signature

Printed Name

**REAL ESTATE TAX
SETTLEMENT AGREEMENT**

This is Real Estate Tax Settlement Agreement ("Agreement") between HERSHEY ENTERTAINMENT & RESORTS COMPANY, a Pennsylvania corporation with an address of 27 West Chocolate Avenue, Hershey, Pennsylvania 17033 ("HE&R") and the DERRY TOWNSHIP SCHOOL DISTRICT, a school district with an address of 30 East Granada Avenue, Hershey, Pennsylvania 17033 ("School District").

Background

The purpose and intent of this Agreement is as follows:

WHEREAS, in 2008, as a result of the land consolidation of three parcels of HE&R owned land (the Hersheypark, Parkview Golf and the Fairway Building parcels a/k/a the "Three Parcels") the County Assessment Office ("County") increased the taxable value of those Three Parcels (consisting of tax parcels numbers: 24-009-009; 24-009-009-1; 24-009-050; 24-009-078; and, 24-009-070) from \$51,926,700 to \$68,497,600 (the "Revised Value"); and

WHEREAS, HE&R paid real estate taxes to the School District of **\$1,115,488** on the Revised Value, and noted its objection on the tax payment to the School District, but did not immediately file any tax assessment appeals for the affected parcels; and

WHEREAS, HE&R immediately requested that the County correct the Revised Value; and

WHEREAS, the County subsequently issued a corrected value for the Three Parcels of \$55,885,700 (the "Corrected Value"); and

WHEREAS, the real estate taxes due to the School District on the Corrected Value was **\$904,767**; and

WHEREAS, as a result of the County's Revised Value, HE&R over paid its real estate tax to the School District by **\$210,721** (the "Overpayment") based on the difference between the Revised Value and the Corrected Value; and

WHEREAS, on April 29, 2009 HE&R tax analyst, Mark McNally ("McNally"), requested a refund from the School District for the Overpayment.

WHEREAS, on December 21, 2009, McNally sent a second letter requesting a refund from the School District for the Overpayment, followed by subsequent conversations with the School District's representatives about the Overpayment.

WHEREAS, HE&R has supplied to the School District with information which supports its position relative to the Overpayment (attached to and incorporated herein as "Exhibit A"); and

WHEREAS, to date, the School District has not issued a refund to HE&R resulting from the Overpayment by HE&R; and

WHEREAS, HE&R and the School District wish to enter into a legally binding written agreement to establish the terms and conditions to resolve the Overpayment without the costs and uncertainty of litigation in an amicable way reflective of the strong bonds of respect and collaboration that exist between the two entities.

NOW, THEREFORE, intending to be legally bound, the parties agree to the following:

The School District agrees to issue a refund to HE&R for \$210,721.00 that resulted from HE&R's overpayment of real estate taxes in 2008. Such payment shall be made prior to November 1, 2013.

HE&R agrees to waive any interest that it may be entitled to related to HE&R's Overpayment.

HE&R agrees that this Agreement satisfies all of its claims related to the Overpayment of real estate taxes to the School District and that HE&R will not contest any other real estate tax payments which it made corresponding to calendar year 2008 through calendar year 2012, including 2012-2013 school taxes.

Additional Provisions

The Background and Additional Provisions of this Agreement are incorporated into and made a part of this Amendment and the Agreement.

The headings and captions in this Agreement are for convenience only and are not a part of this Agreement. The headings and captions do not in any way define, limit, describe or amplify the provisions of this Agreement or the scope or intent of the provisions.

This Agreement may be executed simultaneously in multiple counterparts, each of which shall be deemed an original, but all of which taken together shall constitute but one and the same instrument. Once executed by all parties, this Agreement shall be binding upon and inure to the benefit of each of the parties hereto and each party's successors and assigns.

All parties to this Agreement have consulted with competent legal counsel to advise them in connection with the negotiation and execution of this Agreement.

IN WITNESS WHEREOF, and intending to be legally bound, the parties hereto have caused this Amendment to be executed with an effective date of June 24, 2013.

HERSHEY ENTERTAINMENT & RESORTS COMPANY

By: _____

Garrett F. Gallia

Vice President, Communications and Corporate Relations

DERRY TOWNSHIP SCHOOL DISTRICT

By: 
President, Board of School Directors