

NO: VIII
Minutes of the
Board of School Directors
DERRY TOWNSHIP SCHOOL DISTRICT
Hershey, PA 17033

November 23, 2009

OPENING ITEMS

1.01 Call to Order

A meeting of the Board of School Directors, Derry Township School District was held on Monday, November 9, 2009, in the District Office Board Room. Mrs. Beulah Chabal, Board President, called the meeting to order at 7:00 p.m.

1.02 Roll Call

Directors Present: Mr. Christopher Barrett
Mrs. Beulah Chabal
Dr. Donna Cronin
Dr. Henry Donahue
Mr. John Gräb
Mr. Alan Malkoff
Dr. William Parrish
Mrs. Ellen Sheffey
Mr. Charles Stover

Superintendent: Dr. Linda Brewer

Secretary: Mr. Stephen Rineer

Solicitor: Brian F. Jackson

Student Representative: Chris Waybill
Shruti Shah

Press: Mr. Jeffrey B. Roth THE SUN
Ms. Monica von Dobeneck PATRIOT NEWS

Representatives of the Administrative Staff: Mr. Dan Tredinnick, Dr. Bernie Kepler, Mr. Ed Consalo, and Mr. Joseph McFarland.

Representatives of the Staff and Community: Mark Shrift, Bunny Hottenstein,

Bruce Hancock, Chris Morelli, MaryBeth Hagan, Mike Leonard, Paul Thompson.

1.03 Flag Salute

Mr. Barrett led those gathered in the Salute to the American Flag.

REVIEW AND APPROVAL OF MINUTES

2.01 Approval of November 9, 2009 School Board Meeting Minutes

A motion was made by Mr. Barrett and seconded by Dr. Parrish to approve the minutes of the November 9, 2009 School Board meeting. All Board members present signified by a Yes vote.

MOTION CARRIED

INFORMATION AND PROPOSALS

3.01 Announcement of Executive Session

Mrs. Chabal: I'd like to announce that the Board met in Executive Session prior to this meeting to review and discuss agency business which, if conducted in public, would violate a lawful privilege or lead to a disclosure of information or confidentiality protected by law including matters related to the initiation and conduct of investigations or the possible or certain violations of the law and quasi judicial deliberations. I would also like to say that all 9 members of the Board were present.

3.02 Recognition of Citizens (Agenda Items)

Mike Leonard: I guess I just have a couple concerns reading the paper last week about the new field and the extra distance added to it. It's not too often we do get the benefit of getting something extra without paying for it, but in this case, it seems to have been the wrong way. I noticed, as it should be, that the contractors is going to take care of the issue. I guess a couple of the concerns I have about that are, if someone could describe to us quickly so we know in the public, when you see that track, I'm assuming it's a special material when it's put down, it's put down as one like when you pave a street. I understand the part that's going to be fixed is going to be patched in and any patch I've ever seen in the street doesn't hold up very well, so I'm wondering if you could elaborate on that. I'm concerned a little bit. I know last meeting, they said there is a warranty with it. I don't know if that was with the field or the track. A warranty is only as

good as the company backing it, they go bankrupt or get bought out and if there is a bond issued on the project that if they go bankrupt or fail and something goes wrong with the field, are we covered? So, a bunch of questions there that kind of run together.

Mr. Gräb: Madam President? We discussed that this afternoon at our General Services, excuse me, in our Building Oversight committee meeting and if I can call on either Mr. Consalo and/or Mr. Shrift to answer that question because it was my opinion they gave us a rather conclusive answer this afternoon, so we'll let Mr. Shrift go first.

Mr. Shrift: Yes, the running track repairs are going to be covered at the expense of the general contractor. We have worked with the general contractor and the synthetic track manufacturer and installer to assure that any repairs that are made will be done in the proper fashion so that we won't have joints splitting apart. We will essentially key the right elements together and so as to avoid the separation of seams like you often get in paving when you just cut out a patch and repair. To answer the warranty question, yes, both the field and the track have warranties. The field is backed by a third party warranty, so, in fact, if the company goes bankrupt, there is still a warranty for the field.

Mr. Leonard: Good.

Mr. Leonard: Maybe you'll have to answer this while you're standing there, on the patching that takes place, has the track been patched at other facilities, other colleges around the United States that they have documentation and is anyone talking to those people to see if they've been happy with the results over the years?

Mr. Shrift: Track patches are fairly common in the industry depending on the type of track surface that is provided as part of a project. It could last 5 years, it could last 15 years, so certainly over years often times tracks are patched. There is plenty of documentation out there to address those issues. So, it's fairly common in the industry to have tracks get patched.

Mr. Leonard: Okay. Well, then I made the statement that if it's backed by a third warranty that I appreciate the homework that was done to protect the amount of dollars that were spent for the investment to make sure that that doesn't come back to nip us, so that's great. Those are the things we don't hear that people think about and we come in and it causes some conflict sometimes. I just had the privilege of sitting in the meeting before this and I have to say that I was impressed with the amount of questions that are asked. I have to give the Board, I mean, it's great to come in here at 7:00 and ask a lot of questions and we should be allowed to do that, but that last meeting I was at, there was a lot of good questions asked, even the basics of "why can't we just drive over the existing grass that's there instead of making an emergency – as simple as that

sounds to me, I knew that wouldn't work. To ask that, I think is being diligent with our tax dollars, so I think there is a lot of that that goes on that somehow doesn't get communicated. I don't know the answer to that, that's your guys problem, but it was impressive the last two hours when I sat in here, or three hours, whatever it ended up being. I came early thinking I was going to have some questions, but I have to give credit there in public to that. It's nice to see that and in that they were talking, not everyone was there, they were talking about the site conditions and things like that. I got a little disheartened looking at the site drawing with the bus only route going through the library and listening to the other questions and the things they poo pood right away because it's going to cost too much money. For instance, among other things there is another bridge that needs built, you have to get PennDOT involved, you have to get the Army Corps of Engineers involved because of the flood plane, different things and everything was turned down right away because of cost. That's good. But, I guess, I don't know how that got stopped so quick if it's needed and it's going to eliminate congestion on Homestead Road. I'm not going to the favorite plumber in Hershey anymore, but it makes no – I know there was some voices of concern coming out of the library for a bus only lane, but as I sat here and listened to everything and it would eliminate congestion on Homestead Road, we are a community, whether we like congestion on Homestead and Areeba, and Caracas and Cedar and Areeba. We have to share that burden and if helps to eliminate it and spread it around, I guess I would say that should be something that could be discussed still if it's communicated properly. They know you have to spend \$2 million dollars on a bridge to do something different? People are going to listen. I mean, they have to, because they're in here complaining you're spending money. So, somehow maybe communicating that better if that's still something that's needed is an option for someone to consider. So, it's just something I noticed after all the talking and pointing at the map earlier. So, I know there are some voices that won't agree with me on that, but that's okay.

In the meeting earlier as we were talking about the parking and buses, I think some people had concern if the kids park a little further away from the school – the security risks are, I'm not sure what the remote problem would be. Mr. Stover made the point that if people park in Memorial Field and walk, it's like commuting to work, you park, you walk, what's wrong with that. There's people that walk to school every day and aren't doing vandalism – many students that are walking to school as it is that carry backpacks. You know, they can conceal things if they're worried about it being concealed in cars and things. So, some of the remote parking is a concern. I think more from a observation standpoint, maybe was the one concern. You know, again, cameras, don't have to be the ones that track and all that, just the fixed cameras. If you have cameras on a parking lot, it's going to eliminate a lot of things real quick because they know they're being watched. So, as you're considering all those things with the site work, I think there are some options there still that can be discussed and ways to eliminate some of those concerns maybe to help keep the costs down. So, just a couple things from the other meeting that I saw.

I guess I just have a question. I still have a problem. I think you do due diligence a lot of times to watch the dollars, but I'm having trouble swallowing this camera issue with \$100, well originally it was \$100,000, in the meeting I was in earlier, I heard the number of \$121,000 for cameras, but maybe there is something else in that packet, so that's probably why the number jumped up. I didn't get as much research done as I wanted, but I talked to a couple of security people. One person I talked to, if you have fixed cameras and things and I saw you had a lesser number in the thing of \$65,000, there's ways to get around some of the costs and I hope they were looked at like in the meeting I was in earlier, a lot of things were discussed, but leasing cameras for 3 years where they're totally included in the contract and then they become yours and things like that. I hope those kinds of options are looked at when you're looking at spending the money, because the numbers I was coming up with were substantially lower than the amount that was spent. So, hopefully that due diligence is done on all the issues and sometimes things don't sneak through, so just, you know, keep your antennae up there and always do that due diligence for us please.

Mrs. Chabal: Thank you, Mr. Leonard. Is there anyone else?

3.03 Student Representatives' Report

Ms. Shah: The only thing we have to report is that the play was a success.

Mrs. Chabal: Wonderful.

Dr. Brewer: And weren't you in Ecuador?

Ms. Shah: Oh, yes. Yes, I was.

Dr. Brewer: I think the Board would enjoy hearing about that.

Ms. Shah: Oh, okay. Well, I was in Ecuador for 10 days from the 6th to the 15th and I was one of the student translators that went, so we translated between the patients and their families and the doctors. It was an amazing experience, both through learning about the Spanish language, more about it, the culture of Ecuador and seeing the difference you can really make just in a few days. So, it was an amazing experience.

Mrs. Chabal: Thank you.

3.04 Recognition of School Board Members

Dr. Brewer: Madame President and fellow Board members, as you know, tonight is the last meeting that Mr. Malkoff and Mr. Barrett will attend in their official capacity as Derry Township School District Board members. So tonight, we want to pause to recognize them for their distinguished service to our students and this School District. I can recall Mr. Malkoff saying that one of the reasons he wished to serve was to give back for the fine education his sons received. And I have often heard Mr. Barrett state that he was serving to ensure that his son and daughter received the same excellent education to which Mr. Malkoff referred. But over the years of their respective services, it is obvious that they considered all of the 3,600 Derry Township School students as their children and that they have worked tirelessly, selflessly, and courageously to provide an exemplary education to the students of this community.

Alan, you have been with the Board from 2006-2009 and in that tenure you have provided us with wise counsel; particularly in the area of finance. We have been blessed to have a person with your experience and training to assist us with budgeting, capital projects, and financial considerations related to collective bargaining and personnel. Always professional, you have been a model to us for how to have a crucial conversation without becoming uncivil and we thank you for that.

Chris, you have been with us from 1997 to 2009 – twelve years! Twelve budgets, 3 collective bargaining agreements with the Hershey Education Association, numerous building projects, and of course, your tenure as Board President during 2002-2003 and various other chairmanships which you have had over the years. If you remember, 2002-2003 was a rather tumultuous year. You have distinguished yourself on the Finance, General Services, and Human Resources Committees. On a personal note, you have been on this Board my entire tenure of 10 years. I have come to know you to be a kind and honorable man, and I thank you for that.

Without walking in the shoes of a Board Member, it is difficult imagine the number of hours that are devoted to the work of the Board. We have been so fortunate that Chris and Alan answered the call and generously gave of their time and talents. And so, on December 7th, when we have reorganization, I do declare that Alan Malkoff and Chris Barrett will be honorably discharged, which they deservedly may celebrate; but for which we will feel a little bit sad.

We have some tokens of our appreciation for you tonight. First, we have a clock for each of you. These clocks commemorate your years of service and recognize you and appreciate you for those years of service to the Derry Township School District; and second, Chris, as a former Board president, we have a commemorative gavel to remind you of all those times you gaveled us into session and blessedly gaveled us out of session. Congratulations.

That's it, Madame President.

Mrs. Chabal: Thank you.

3.05 Standing Committee Report

Mrs. Chabal: Mr. Gräb, today we had an Oversight and General Service committee meeting, how did that go?

Mr. Gräb: Yes, we did. I, myself, thought they went extremely well. In the Building Oversight committee, we did discuss 3 items. We took a look at Phase 2 of the middle school construction which is still up in grabs as to whether we're proceeding with that or not. The big thing, Mr. Barrett had asked for an ROI on HVAC upgrades and as we are proceeding with Phase 1 of our work at that at the middle school, we were presented with 3 options for upgrading the HVAC system, one of them was to continue with the unit ventilators which we presently use. Second option was to go with a geothermal heat pump, and the third option was to go with a standard heat pump. We had discussions from a variety of architects and engineers and it was their recommendation that we go with the geothermal heat pump and a member of the committee asked some very delving questions of those gentlemen and got some very concise and concrete answers. We are going to recommend to the Board that we proceed with Option 2, I guess it's referred to as Scenario 2 for Phase 1 of the middle school construction, that is the geothermal heat pump. According to the recommendations of the engineers, we can expect over a point of time a \$102,750 a year return on our investments if we follow through with the Phase 2 of the middle school construction. That option, I think, was only \$60,000 more than the first option and the first option only returned \$41,000, so if we go with the second option and get a return of \$102,000 as opposed to a return of \$41,000, we will recoup that \$60,000 additional investment in the first year.

Mrs. Chabal: Thank you.

Mr. Gräb: The second thing we discussed was the track construction error and solution and we've already visited that once this evening, but I want to reiterate that that will be corrected and paid for by the contractor. We all know people make errors and just want to remind those without sin get to chuck the first stone.

The third thing we talked about which was a Room One agreement which is the group that operates this building and rents part of it to the Medical Center. Being contractual, it was not open for discussion among the public.

Having finished those 3, we moved on to the General Services Standing Committee. The first thing we discussed were the multipurpose fields and the

sound system solutions. I want to again reiterate that they are multipurpose fields. They are used by soccer, field hockey, lacrosse, junior varsity football, freshman football, 8th grade football, they are not primarily practice fields, they are competition fields and there were some concerns coming in from neighboring citizens and Mr. Elias gave us three options. Option 1 was to keep things as they are and the first test of the system, of course, we were not used to the controls and it was initially loud and the people that installed it came in and helped us select what we considered to be a relatively good setting that does not offend our good neighbors, but also makes it capable for the people attending the events to hear what's going on. We want to stress the point there is no play by play, basically what occurs at a field hockey game or a soccer game is there is 5 minutes worth of introductions of the players and then occasionally during the game there may be a score by the field hockey team or a corner pick by the soccer team and occasionally in field hockey and soccer there are scores, so of course, it is announced who made the score and who made the assist. It's not like football where we give the distance covered or the play, what down it is, how many yards to go, what position of the field and all that other kind of stuff.

The next thing we looked at was the traffic flow discussion and we looked at the safety corridor versus the emergency exit and entrance. There was some concern about going out by the Antique Barn because the Township is doing some storm water improvements in that area and they are not going to encapsulate that swale that runs along there, so if needed, we would have to get a stream crossing permit from DPE. We would have to work with PennDOT, and we would have to work with the Army Corps of Engineers. We kind of ruled out going out by the Antique Barn. We then seriously took a look at the emergency exit option that was given to us. We discussed what's referred to as an invisible structure where sub structure capable of handling buses and emergency equipment would be sub service below the ground, but it was raised, I think by Mr. Stover, that's going to be extremely difficult to keep open in the winter time, so the possibility exists that we're going to take a very very close look at the pervious structure for there. We looked at student parking and faculty parking and that's kind of still up in the air, we didn't make any concrete decisions on that. Then, Mr. Consalo gave us a current update of the capital improvement and maintenance plan for this year and for next year. We were running kind of short of time, so we have that information to take home with us and I just, and speaking of digest, I regress and thank you very much for your patience.

Mrs. Chabal: Thank you. Does anyone have any questions for – yes.

Dr. Cronin: Yes. I have a question, this is Donna. John, you had said there were alternatives to the field sound, so I was waiting for 1, 2, 3.

Mr. Gräb: Okay. Alternative 1 is to keep it as it is, okay? Usually, what they do the games start at 4:00, from 3:25 until 3:55, they do play music at sound level 1, okay? When the game begins for introductions and such, they bump that up to

1.5. The second option was to provide no music whatsoever, at all, but seeing at though the music is played from 3:25 until 3:55 in the afternoon, we really didn't think that was – it's not like we're blaring music out there 10:00 or 11:00 in the evening. Mr. Elias said it's basically oldies but goodies type music and it's not hip hop or rap or something like that the kids might like. It's something for the older people.

Dr. Cronin: Were they the only two options, John?

Mr. Gräb: And then there is one more. The third option was to [not audible] with the Governor, but we found that if it was played at a music level of 1 it would not be that distracting so, music as is, no music whatsoever, music with the Governor, okay?

Dr. Cronin: Gotcha. Was there any discussion, because the last time I was out there I just was looking at the speakers and the speakers are actually on the school side of the field blaring into the community. Could they be put on the other side and face the other way?

Mr. Gräb: I think that may have been explored, but we didn't get an definitive answer back on that. I'll try to [not audible] next time.

Dr. Cronin: No idea if that's a possibility.

Dr. Brewer: Mr. Gräb, actually we could address it, it's been previously asked.

Dr. Cronin: Okay.

Mr. Consalo: The problem with doing that is the high school building, you would have too much of an echo and ricochet off the building because that building is so close to where the lights are going. If it went the other way towards the high school, it would be bouncing off the high school wall and we went the other way because there were no buildings in front of the areas for a distance.

Dr. Cronin: Because they're higher than the building, though.

Mr. Consalo: Yes, but they aim down.

Dr. Cronin: They go . . .

Mr. Consalo: They aim down toward the field and the sound goes down and ricochets back up that way, because I asked that question with the people that installed it and they said that's the reason they did it because of the building bouncing off and echoing and ricocheting off, you get a distorted sound that way.

Dr. Cronin: Could they point to 322 from this side going that way?

Mr. Consalo: We don't have any poles to put them on 322?

Dr. Cronin: I mean the poles that are on the far side of 322 going that way?

Mr. Consalo: Then they'd be facing that way, not facing toward the field. They'd be crossing each other if you went this way.

Dr. Cronin: Just trying to think out of the box, that's all.

Mr. Consalo: We laid it out and the sound people, this is their best way they could do it because that was an open area and do it that way and aim down toward the field.

Dr. Cronin: Thank you.

Mr. Gräb: Thank you very much for your question. Another question?

Mr. Stover: I just wanted to add one thing, John. The mistake on the track, that project is not completed and it was discovered during the normal checks and balances between what Ed does and what the architect, so it was a normal process that we went through and it was discovered at a fairly early point and I think the good news there is that the process that they're using to make sure things are being done correct is working. We all know mistakes are going to happen and we got out of this one financially well. Thank you.

Mr. Gräb: Thank you, Chuck.

Mrs. Chabal: Does anyone else have any questions or comments for Mr. Gräb?

Mr. Barrett: Madam President, just one comment. Thanks for coming back Mike. I know you couldn't ask your question and you had to come back to the meeting, so I know we ran out of time, thank you.

UNFINISHED BUSINESS

4.01 Unfinished Business

None.

NEW BUSINESS

5.01 Approval of Finance Report for October 2009

| | | |
|----|--|--------------------|
| 1. | The Treasurer's Report for the month ending October 31, 2009 was summarized as follows: | |
| | • General Fund Revenues | \$4,167,992 |
| | • General Fund Expenditures | 3,800,324 |
| | • Balance of Cash Plus Investments (Includes \$3,985,897 Capital Reserve) | 31,242,580 |
| 2. | The listed schedule of investment transactions for the period beginning October 1, 2009 through October 31, 2009 totaled interest earnings of \$15,585 comprised of the following: | |
| | • General Fund | \$108 |
| | • Money Market | 13,348 |
| | • Capital Reserve | 2,128 |
| | • PA School District Liquid Asset Fund | 0 |
| | • PA Local Government Investment Trust | 1 |
| | The average interest rate for October 2009 was 0.63% | |
| 3. | The October 2009 expenditures for the paid bills for all funds totaled \$3,178,991 excluding net payroll, retirement contributions, and debt service. | |
| 4. | The November 2009 expenditures for the unpaid bills for all funds totaled \$528,302. | |
| 5. | The estimated expenditures of the General Fund for the month of November 2009 were in the following amounts: | |
| | • Operating Expenses | \$1,000,000 |
| | • Utilities | 131,600 |
| | • Net Payroll (2 pays) | 1,255,000 |
| | • Employer Provided Insurance | 381,000 |
| | • Payroll Deductions | 601,000 |
| | • Employer Payroll Taxes (FICA/RET) | 140,000 |
| | • Debt Service | <u>818,466</u> |
| | Total Estimated Expenditures | \$4,327,066 |

Mr. Malkoff moved the Board approve the Finance Report and was seconded by Mrs. Sheffey.

Mr. Gräb: One quick question over here. Congratulations, Steve. I see the interest rate has increased at least 1/100th of a point.

Mr. Rineer: Thank you very much. I get depressed on a regular basis. I get these statements from different organizations where – here they offer us 0.55% if we lock in a 60 day CD for 198-219 day term, that would get .0003 interest rate, so I get these things routinely, and I get depressed routinely. We are getting a very good rate on our money market. I consider going CD routes on a regular basis and there is nothing within 6 months that could touch what we're getting right now with our business money market account through the bank, but it is depressing.

Mr. Gräb: Well thank you anyhow.

Roll Call Vote:

Barrett – Yes

Chabal – Yes

Cronin –Yes

Donahue – Yes

Gräb – Yes

Malkoff – Yes

Parrish – Yes

Sheffey – Yes

Stover - Yes

9 Yes

MOTION CARRIED

5.02 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 November 2009 budget transfers.

Dr. Cronin moved the Board approve the request and was seconded by Mr. Gräb.

Roll Call Vote:

Barrett – Yes

Chabal – Yes

Cronin –Yes

Donahue – Yes

Gräb – Yes

Malkoff – Yes

Parrish – Yes

Sheffey – Yes

Stover - Yes

9 Yes

MOTION CARRIED

5.03 Requests for Payment - Construction Project

The Administration recommended the approval of the following invoices as reviewed and approved by Mr. Consalo:

| Multi-Purpose Practice/Playing Fields: | | |
|---|---|-------------|
| 1. | John E. Fullerton, Inc. (Electrical Contractor) Application No. 6 | \$14,805.00 |
| 2. | Atlas Track & Tennis Invoice No. 13412 | 125,908.67 |
| 3. | Bashore Plumbing Invoice No. 82093 | 675.00 |
| 4. | B&B Communications Invoice No. 105382 | 695.93 |
| 5. | Davis Landscape, Inc. Invoice No. 14766 | 7,270.00 |
| 6. | Durex Coverings, Inc. Invoice No. 11805 | 4,267.00 |
| 7. | Eshenaurs Fuels, Inc. (Plumbing Contractor) Application No. 3 | 25,398.78 |
| 8. | Township of Derry Invoice No. 66413-9 | 1,016.85 |
| 9. | Leon E. Wintermeyer, Inc. (General Contractor) Application No. 5 613,633.80 Application No. 6 <u>110,494.30</u> | 724,128.10 |
| Parking Lot Improvements: | | |
| 10. | Township of Derry Invoice No. 66413-11 | 55.00 |

| | | |
|-----|--|-----------|
| | | |
| | Middle School Expansion: | |
| 11. | SchraderGroup Architecture, LLC Invoice No. 00675 | 98,602.42 |

Mr. Barrett moved the Board approve the request and was seconded by Mr. Malkoff.

Male Board Member: The Atlas Track and Tennis, is that for the track, I assume?

Mr. Consalo: Yes.

Male Board Member: Okay. The tennis part caught my eye, so.

Mr. Consalo: The Atlas is the track - their part that they're doing. Theoretically, they're done and everything is set for the lying the track that's in the original contract.

Mr. Rineer: And Wintermeyer, the general contractor is going to pay for the repairs of it.

Roll Call Vote:

Barrett – Yes

Donahue – Yes

Parrish – Yes

Chabal – Yes

Gräb – Yes

Sheffey – Yes

Cronin –Yes

Malkoff – Yes

Stover - Yes

9 Yes

MOTION CARRIED

5.04 Approval of Second Amendment to Master Lease Agreement - Room One Corporation

The Administration recommended the Board approve and ratify the Second Amendment to Master Lease Agreement with Room One Corporation for the East Granada Avenue property. The primary purpose of the Second Amendment is to add provisions to the Master Lease Agreement that require Room One to pay an annual fixed payment of \$100,000 (plus a \$2,000 increase per year) to the School District and to assume financial responsibility for the maintenance, repair and replacement of the roof on each building comprising the East Granada Avenue leased premises, in exchange for the removal of the existing provisions

in the Master Lease Agreement that require Room One to pay ten percent (10%) of net operating income and payments in lieu of taxes to the School District. Mrs. Sheffey moved the Board approve the request and was seconded by Mr. Stover.

Roll Call Vote:

Barrett – Yes

Chabal – Yes

Cronin –Yes

Donahue – Yes

Gräb – Yes

Malkoff – Yes

Parrish – Yes

Sheffey – Yes

Stover - Yes

9 Yes

MOTION CARRIED

5.05 Student Discipline Hearing Case 2009-01

In the matter of Student Discipline Hearing Case 2009-01, after commencing a proper non-public hearing before a duly authorized committee of the School Board, the Administration's recommended disposition for the student was accepted by the student's guardian, pending Board approval.

Dr. Parrish moved the Board approve the request and was seconded by Dr. Cronin.

Roll Call Vote:

Barrett – Yes

Chabal – Yes

Cronin –Yes

Donahue – Yes

Gräb – Yes

Malkoff – Yes

Parrish – Yes

Sheffey – Yes

Stover - Yes

9 Yes

MOTION CARRIED

5.06 Approval of Thirty-Day Review of Policies: 114 - Gifted Education; 115 - Vocational Technical Education; 201 - Admission of Student; 617 - Petty Cash; 718 - Service Animals in Schools; 800 - Records Management

The Administration recommended the approval of Thirty-Day Review of the following policies of the Derry Township School District Policy Manual in the following locations: Hershey Public Library, Derry Township Tax Office, Derry Township Municipal Office, Hershey High School Library, and the District Office.

* 114 - Gifted Education

* 115 - Vocational Technical Education

* 201 - Admission of Students

- * 617 - Petty Cash
- * 718 - Service Animals in Schools
- * 800 - Records Management

Mrs. Sheffey moved the Board approve the request and was seconded by Dr. Cronin.

Roll Call Vote:

| | | |
|---------------|---------------|---------------|
| Barrett – Yes | Donahue – Yes | Parrish – Yes |
| Chabal – Yes | Gräb – Yes | Sheffey – Yes |
| Cronin –Yes | Malkoff – Yes | Stover - Yes |

9 Yes

MOTION CARRIED

5.07 Approval of Sunbelt Staffing Agreement

The Administration recommended the Board approve and ratify the Client Services Agreement with Sunbelt Staffing, LLC. Under the Agreement, Sunbelt Staffing will recruit speech and language pathologists to the District on an as needed basis. Each speech and language pathologist will be paid between \$66 and \$72/hour depending upon his or her credentials.

Dr. Parrish moved the Board approve the request and was seconded by Mrs. Sheffey.

Mr. Gräb: I think we did explore some alternatives before going with this recommendation, did we not? In the light of transparency, can we amplify that decision?

Dr. Kepler: Certainly, Mr. Gräb. The District has been short speech and language pathologists since October 9th. This is not a new situation to us, I believe last year the District contracted with Sunbelt for the services of a speech and language pathologist frankly because they are not out there. Under the guides of the individuals with disabilities education act, we need to provide those services. Our staff has done a good job of overloading their case loads and trying to fit in students before school, after school, and anywhere in between, but in that interim we have worked with other consultants that wanted upwards of \$6,500 for them to do the consulting work/recruiting work for us. With Sunbelt, there are no costs associated with any of their recruitment. In fact, they have a candidate that they presented to Mrs. Dell, our Director of Special Education that she is pleased with and we're looking at, upon the Board's approval tonight, moving forward in our recruitment efforts. As I said, we have extensively advertised the position. We've been out to the National Speech and Language

Associations advertising. We've advertised through local or any university in the east coast region/mid-atlantic region that have programs and to no avail. So, this is the most cost effective means to reduce our exposure to not providing a service.

Mrs. Chabal: Thank you, Dr. Kepler.

Dr. Parrish: Are we tied in to any particular person they provide, for instance, if they provide a speech pathologist and we're not happy with their services to our students, do we have the ability to say . . .

Dr. Kepler: Absolutely. Yes. We have the ability to work with them to find a replacement.

Mrs. Chabal: Anyone else?

Roll Call Vote:

Barrett – Yes

Chabal – Yes

Cronin –Yes

Donahue – Yes

Gräb – Yes

Malkoff – Yes

Parrish – Yes

Sheffey – Yes

Stover - Yes

9 Yes

MOTION CARRIED

5.08 Requests for the Use of School Facilities

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

| | |
|----------------------------|--|
| <i>Group:</i> | Wilkes University |
| <i>Date/Time:</i> | Wednesdays January 27 through April 28, 2010 4:30 p.m. - 7:30 p.m. |
| | Thursdays January 28 through April 29, 2010 4:30 p.m. - 7:45 p.m. |
| <i>Requested Facility:</i> | District Office Conference Rooms |
| <i>Event:</i> | Graduate Courses for the Spring 2010 Semester |
| <i>Fee:</i> | None |
| | |

| | |
|----------------------------|--|
| <i>Group:</i> | Music in the Parks |
| <i>Date/Time:</i> | Fridays May 7 through June 11, 2010 7:00 a.m. - 11:30 p.m. |
| | Saturdays May 1 through June 5, 2010 7:00 a.m. - 4:30 p.m. |
| <i>Requested Facility:</i> | High School Auditorium, Music Rooms |
| <i>Event:</i> | Music in the Parks Festival |
| <i>Fee:</i> | As per Lease Agreement |
| | |

Dr. Cronin moved the Board approve the request and was seconded by Dr. Parrish.

Mr. Barrett: Madam President, I just noticed that Music in the Parks is one of the organizations requesting the use of the school's facilities. Music in the Parks is an extremely large client of Hershey Park, and as a former officer of the company, I feel I need to abstain, because I was an officer of Hershey Entertainment and Resorts Company.

Mrs. Chabal: Thank you.

Roll Call Vote:

Barrett – Abstain

Chabal – Yes

Cronin – Yes

Donahue – Yes

Gräb – Yes

Malkoff – Yes

Parrish – Yes

Sheffey – Yes

Stover - Yes

8 Yes, 1 Abstention

MOTION CARRIED

5.09 Personnel – Resignations

The Administration recommended the approval of the following resignations:

Becker, Jeffrey

Long Term Substitute Mathematics Teacher

High School

Reason: Personal

Effective: To be determined

Lauzon, Harry G.
 Bus Driver
 District-wide
 Reason: Retirement
 Effective: 01/08/2010

Mr. Barrett moved the Board approve the resignations and was seconded by Dr. Cronin.

Roll Call Vote:

Barrett – Yes
 Chabal – Yes
 Cronin –Yes

Donahue – Yes
 Gräb – Yes
 Malkoff – Yes

Parrish – Yes
 Sheffey – Yes
 Stover - Yes

9 Yes

MOTION CARRIED

5.10 Personnel – General

| | |
|----|---|
| 1. | The Administration recommended the approval of the following appointments: |
| | Transfer of Classified Staff: |
| | Hagy II, Myrle * From: Substitute Bus Driver District-wide To: Bus Driver (replacing Ronald Hamilton) District-wide Level A: 5.0 hours per day Salary: \$14.14 per hour Effective: 11/23/2009 |
| | Limited Service Contracts: |
| | Knott, David (replacing Todd Boden) Marching Band Rehearsal Staff High School Level II, Group I, Step 17 Salary: \$853 Effective: 07/01/2009 (retroactive) |
| | Purdy, Marianne * (replacing Rachel Cullari) Choreographer - Musical High School Level I, Group I, Step 1 Salary: \$677 |

| | |
|----|---|
| | Effective: 11/23/2009 |
| 2. | The Administration recommended the approval of the following request in accordance with the District Policies 435 & 439: |
| | Fisher, Nicole Social Studies Teacher High School Paid/Unpaid Childbearing/rearing Leave Effective: On or about 3/30/10 for a period of six weeks (approximately 05/17/10) |
| 3. | The Administration recommended the approval of the following additions to the 2009-2010 Substitute Teacher List: |
| | Badger, Susan B.A. in Art Education from Millersville University |
| | Cooper, Nicole Messiah College (pending Emergency Certification) |
| | Gish, Anthony B.S. in Social Studies from Millersville University |
| | Seymour, Tara B.S. in Health and Physical Education from Messiah College |
| | * This individual is currently an employee and/or volunteer. Clearances are on file. |

Dr. Cronin moved the Board approve the personnel recommendations and was seconded by Mr. Gräb.

Roll Call Vote:

Barrett – Yes

Donahue – Yes

Parrish – Yes

Chabal – Yes

Gräb – Yes

Sheffey – Yes

Cronin – Yes

Malkoff – Yes

Stover - Yes

9 Yes

MOTION CARRIED

DELEGATES REPORTS

6.01 Dauphin County Technical School Report

Mr. Gräb: We had a rather mundane meeting of the Dauphin County Technical School. Nothing extravagant did occur. On a positive note, the Technical School did end the year with a surplus. Expenses were not as high as they were expected to be. Under the state code, we cannot carry a fund balance,

consequently that money is returned to the participating school districts as operating fund. I think Mr. Rineer, we're going to get over \$14,000 back, are we not?

Mr. Rineer: Well, we already have and it's in the bank.

Mr. Gräb: Wonderful.

6.02 Derry Township Tax Collection Association Report

Mr. Malkoff: The Derry Township Tax Collection Association had its meeting on November 18th. There were two major issues discussed, one was the approval of the budget for next year and the other was the retirement announcement of the Executive Director, Scott Stevens. Moving forward as I've mentioned in previous meetings, the new requirement by the state government that the earned income tax be collected at the county level will, at some point in time, have an impact on the organization. The deadline for that policy to go into effect is January 1, 2012, so there is some time left over to address that issue. I'll ask Mr. Stover to discuss the global committee involved with this implementation process.

Mr. Stover: The global committee had met about a week or two ago, the day of the Ohio State game which I almost missed because of the meeting. We're not supposed to meet again until January and hopefully we'll have more success of getting more accomplished, and I'm confident that we will. But, that is going to make for some difficult decisions at the Tax Association and I just want to reiterate that losing Mr. Stevens is going to be a real blow to that association. He's an outstanding administrator and has been there for 12 years and has done a great job for us as Steve can assess. So, moving forward, we will be advertising for that position and we have plans to put some, hopefully if we have to, tentatively put some people in place to get through this period. Again, Mr. Stevens has done an outstanding job. He will be sorely missed in that position and I thank him for his time serving the association.

Mrs. Chabal: Thank you.

6.03 Harrisburg Area Community College Report

Nothing to report.

6.04 Capital Area Intermediate Unit Report

Mrs. Sheffey: The IU met last week. We're starting budget discussions. Just some brief overview questions – next month we will have a draft general operating budget which we hope to finalize in January and then it will be sent to all of our districts for approval. We also talked about the revenue anticipatory notes I had mentioned. Good news on that. The state funds started flowing quickly; we were able to pay off the \$8 million dollar revenue anticipatory fund. We never drew down on the \$12 million dollar note and we never did have to ask the districts for an advance in pay, so good news on that front, and that's it.

Mrs. Chabal: Thank you.

SPECIAL REPORTS

7.01 School and Community Information Report

Mr. Tredinnick: Thank you Madam President. We already heard the good news about the success of the play, but just two other quickies from recently that I want to bring to the attention of the Board. The Key Club at the high school recently collected almost 1,200 individual items of food as part of a student led food drive in conjunction with the Big 33 organization, so congratulations to that club. Also congratulations to the field hockey team. They captured for a second straight year a silver medal in the PIAA state championships.

This is also the time of the month where I bring to your attention the Students of the Month for November and I want to congratulate Mr. Jonathan Katzman and our own Shruti Shah as Students of the Month for November.

Jonathan is a student associate producer with the productions. He is also involved in Brain Busters, the Quiz Bowl, also marching and jazz band. He is also a National Merit semi-finalist, a member of the National Honor Society, the Spanish National Honor Society and he has won an award from the University of Rochester Xerox Award for Innovation. He intends to attend college where he'll major in computer sciences.

I would like to extend the invitation to Ms. Shah, I should have extended it to Mr. Waybill last time . . . [end of tape]

I'm sure she would do a far better job than reading from a little script here as to what some of her activities are.

Ms. Shah: I am President of Student Council. I am a co-managing editor of the school newspaper, the Broadcaster. I am a co-chair for the dance marathon committee, along with Chris. Along with Jonathan Katzman, I also am a National Merit scholarship semi-finalist and a part of the National Honor Society, the

Spanish National Honor Society, Key Club, and I applied early decision to the University of Pennsylvania and I hear back on the 11th, so I'm pretty excited.

Mr. Tredinnick: Would you join me in congratulating our students of the month.

Mrs. Chabal: Thank you.

7.02 Board Members' Report

Mr. Malkoff: Since this is my last meeting, I would like to thank Dr. Brewer for those very kind words that she mentioned. I'd like to express my appreciation to the community for allowing me to serve on the School Board for the past three years, it's been a real honor and a privilege. One of the things that I've learned during that time frame is that the issues that come before the Board are much more complicated than they sometimes appear to be in public. One of the things that I've found because I took my responsibility of making decisions that I knew would impact the students, the parents, the residents, the tax payers, everybody in the community – that we would have to take the time to really understand the pros and the cons of many of these issues. They are complex. It's not black and white. It's very much a lot of gray areas. A lot of the discussions take place in the committee meeting. I think Mr. Leonard, you made mention of the fact that by attending the general services committee meeting and the oversight committee meeting, you see that there is an awful lot of things that do go on in the background. So, I encourage members of the public to attend those meetings, because that's where a lot of the deep discussions go.

I also think that we're very fortunate to have people like Dr. Hagan and Mr. Morelli who are willing to step up and spend the amount of time and effort that's required to be an effective Board member. It is very very time consuming and I think that the community is very fortunate to have people like that, that are willing to serve, so I commend you for doing that and I congratulate you on your election.

One of the advantages of rotating off the Board is that I know longer have to record Monday night football, because I can actually be there, so there are advantages to virtually everything, but I'd like to wish everyone a very happy holiday season, and again, I appreciate the opportunity to serve with some very capable people on the Board and also the administration and the faculty. This is the week of Thanksgiving and I think that we have so many different things to be thankful for. Sometimes you really don't appreciate what you have in your own backyard. Any time we go out to visit relatives, whether it's out to California or Chicago, or Boston, or whatever, whenever we come back. I just think back to the time that we first moved to the area and how fortunate we truly are and we have a lot to be thankful for, so I want to wish everybody a very happy holiday season and thanks again for allowing me to serve. Thank you.

Mr. Gräb: Thank you Madam President. Boy, that's a tough act to follow. I just wanted to take a minute or two to thank Mr. Painter who stepped up as the football coach on an interim basis and rather short term notice, got on a team with a 3 loss record and entered into the District playoffs and did extremely well there, so I just want to congratulate him and thank him for taking on that on such short notice.

Mrs. Chabal: I thought they did a nice job of writing him up as well. Dr. Donahue, or are you just pointing in his direction?

Mr. Barrett: I just wanted to thank Lin for her kind words too and thank you for these gifts that you guys came up with. I would say a lot of things that you said, but just add a couple more things that this was an experience I got so much more out of than what I gave to it. I'll always take away a lot with me. This has just been a great 12 years. I really got an education here, and I'm so thankful for the time that I spent here. I think you said it really well – that it was really an honor to serve here. People used to say to me, what do you want to be on the School Board for? To me, this was like an obligation you have and to me it's like being in the guard. I think you have to serve and I never regretted one second of it. So, I was really always pleased that we got some of the things done that we did over the 12 years and made the Board more transparent, put more things online, communicated better. We could always be better, but I think since you've taken over Superintendent and with the staff that you have, there's so much that's been accomplished here. I think it's due to you and all you guys. You made it very easy for us to serve. I was always very thankful for the cooperation and the way that you always looked at things in the spirit of how can we make things better, not from an ego standpoint, and so you made it very easy for us to serve. I think another thing too, I would have never met the great amount of people that I met here serving on this Board as my fellow Board members and there was a lot of them, so I don't want to miss anybody in the whole terms that I've been here. But, I just met so many great people that I would have never met if it wasn't for this experience, and I'm just really really grateful for that.

I have a question for you guys. What year did you start kindergarten? 1997? So, when you were starting kindergarten, I came on the Board. So, I'm so happy that at least I have a little bit, maybe, to do with where you guys are right now. I hear you're going to the University of Pennsylvania, that just makes me feel really good. I know this is a top rate system and I want to be able to volunteer and do whatever I can in the next couple of years and infinitum, but I just wanted to thank all of you guys for everything that you gave to me. Thank you.

And congratulations to you guys on the election too, you're going to be great, and I'm looking forward to you guys serving too and representing us. Thank you.

Mrs. Sheffey: I just wanted to clarify something that was in the Patriot-News last Thursday in the Business section. It was the article State Auditor General Jack Wagner is calling on the state legislature to ban what he calls risky interest rate swaps. At the end of his article says he urges all schools and municipalities involved in such agreements to terminate them immediately and he lists the Derry Township School District as someone who is engaged in a swap. I just wanted to set the record straight for our colleagues and for the public that we did not enter into an interest rate swap. We did discuss it and we did authorize the administration to enter into a swap should certain conditions come about. They did not, and so we did not enter into the swap.

Dr. Donahue: I just wanted to offer my personal thanks to Chris and Al. They really took the time to indoctrinate me, so to speak, into the ways of the Board and took time, especially Chris, in explaining the intricacies of finances. I really want to implore both of them to please continue to continue your expertise as citizen advisory groups. Chris, I'm going to miss you because of your insight to finances. I'm a little concerned about Al's departure as there will not be anybody to engage in witty repertoire. The two new elected Board members have big shoes to fill in that regard, but thanks a lot and I really appreciate all your insights.

Mr. Stover: I would also like to offer my personal thanks to both of you. I did not know either of you before we entered into this fraternal group, if you will. But I know that I have two friends, probably for life. It's an experience that is very different and you both have done it with outstanding results. Alan, I can't thank you enough. You stepped forward at a time when we really needed a financial person. We were going through Act 1 and you served on the Act 1 Tax Commission and got a little taste of what it was like and decided to step forward and go further. It was a pleasure to serve with you on finance and what you've brought to the table to the Board and what you have done with the Tax Association has been outstanding, so I thank you very much. Chris, we don't have time for me to tell you what you've done for me personally. I think you were my biggest mentor when I came on the Board. The experience that I gained from you on General Services and I think to this day we probably wouldn't have a capital plan if you were not on this Board and it is serving us so well. Just one of the examples of changes that you have made that has just dramatically helped this Board in planning from a financial standpoint. So, can't thank you enough, enjoy your time, please come back, and it's been a pleasure with both of you.

Mr. Barrett: Thank you.

Dr. Parrish: I don't know how much we can all say, Chris, we'll miss you and we could go on and on and on, but thank you very much. We'll miss you a lot.

7.03 Superintendent's Report

Nothing to report.

7.04 Board President's Report

Mrs. Chabal: I would like to extend, once again, some of the same expressions that my colleagues have said about you. I would really like to offer a thank you, wholeheartedly to both Al and Chris. Many of our fellow Board members have already said a lot of what's been on my mind, but both of you have certainly brought this Board forward. You have made our strides towards transparency, our strides toward having a truly workable financially sound budget along with working with Dr. Brewer to make that happen to put this School District in extremely good financial shape, because I know that certainly when I came on and some of my other fellow Board members came one, we were in very dire financial straits. Both of you have added a positive influence that truly ripples through the community and for our tax payers that they have no idea what a wonderful job that you've done and how you have saved multiple dollars in taxes, simply because of your oversight and your knowledge and how the taxes and how our budget is put together and what makes it work. I think that certainly I need to add my weight to that.

Secondly, because Chris I have always had an opportunity and wanted to tease you one more time. It's my understanding that you actually were on the Board before Mrs. Barrett, is that true? So, he came to the Board a single man and is leaving a family man of fine upstanding nature. Anyway, you literally did grow up here.

Mr. Barrett: I did.

Mrs. Chabal: So, thank you both.

RECOGNITION OF CITIZENS (Non-Agenda Items)

8.01 Recognition of Citizens

Mike Leonard: I guess one other thought I've had listening to the importance of safety and different things and all the discussion going about with the school buses and all. I guess I still have one concern with the school coming from my background in plumbing/heating. I guess I worry sometimes, I don't know if you all remember or not the train wreck we had a year or two ago behind the factory when there was a potential big problem there with a plume of gas being released and being if the winds blowing the right way, the school is only 30 seconds to a minute away from that plume if that ever occurs again. I don't know if you're familiar with how many trains go through the town a day or now. I guess my one

concern I have is, number 1 if that's ever been followed through with that somehow you get notified quickly, because you only have a short amount of time to respond. The other thing that really concerns me is all the ventilation units in the school as far as I know allow fresh air to come in them. A small percentage of fresh air is mixed in those. I have a funny feeling that those aren't on automatic dampers and if there is a plume of chlorine gas coming and you're told the shut the school down and all those units are blowing, I have a funny feeling there's going to be a big disaster there. So, I don't know if that's ever been addressed. It might sound silly, but being the next emergency guy and responding to some of this stuff, it doesn't take long. I know the rooftop units can probably be shut down pretty quick at the flip of a computer button, but you have how many classrooms with one or two coils in each one that are bringing fresh air in. I guess, this weekend with TMI, I saw it on the Philadelphia news before I saw it on any local news, so you can't rely on notification. That isn't your fault, but when you do get it you have to be able to, then it becomes your responsibility. So, just out there as we're talking about safety and the importance of it.

Mrs. Chabal: Thank you and thank you for bringing that to our attention.

ADJOURNMENT

9.01 Adjournment

Mrs. Chabal: The Reorganization and Public School Board meeting will be held, Monday, December 7, 2009 starting at 6:00 p.m. here in the District Office and there is where we will have the opportunity and pleasure of having our two elected members join us at that time and they will be sworn in at that time.

Mr. Barrett moved to adjourn, with a second by Mr. Malkoff and, approved by unanimous voice vote by all members. The meeting was adjourned at 8:06 p.m.

Respectfully submitted,

Stephen E. Rineer
Secretary to the Board
Approved at the December 7, 2009 meeting

Beulah Chabal
President of the Board

LDM