

Lehigh Area School District

Lehigh, Pennsylvania

Regular Meeting of School Board
Monday, February 25, 2019, at 7:00 PM

Executive Session @ 6:45 PM to Discuss Personnel

Minutes

Pledge of Allegiance

Call to Order - A regular meeting of the Lehigh Area School Board was held in the Administration Building, Conference Room A, on the above date and called to order at 7:04 p.m.

Roll Call

	Present	Absent
Ms. Joy Beers, Member	X	☐
Mr. Richard R. Beltz, Member	☐	X
Mr. David F. Bradley, Sr., Member	X	☐
Mr. Stephen Holland, Member	X	☐
Mrs. Gail Maholick, Member	X	☐
Mrs. Rita Spinelli, Member	X	☐
Mr. Wayne Wentz, Vice President	X	☐
Mr. Andrew Yenser, Treasurer	X	☐
Mr. Larry Stern, President	X	☐
Mr. Brian Feick, Business Manager	X	☐
Mr. Jonathan Cleaver, Superintendent	X	☐
Attorney William Schwab, Solicitor (Atty. Eric Filer)	X	☐
Mrs. Melissa Wagner, Recording Secretary	X	☐

** Notice of Executive Session on Monday, January 28, 2019, at 11:15 p.m.

***Notice of Executive Session for personnel on February 25, 2019.

**** No other Executive Session was held during this time period.

Mr. Bradley - Excuse me, Mr. Stern. You mentioned there was two executive sessions. One at the end of the meeting and one prior to this one. What about last week's meeting? That was considered not an executive session. That was...what was that?

Mr. Stern - It was an interview.

Mr. Bradley - It was an interview. So it wasn't a Personnel Committee meeting?

Mr. Stern - No.

Mr. Bradley - So what...it wasn't a Personnel Committee meeting. You had 7 board members here.

Mr. Stern speaking.

Mr. Bradley – Was it an open meeting?

Mr. Stern – No.

Mr. Bradley – It was closed. It was an unadvertised?

Mr. Stern – It was not a meeting. It was an interview.

Mr. Bradley – It was not a meeting but it had the quorum here. Is that correct? For the record, sir.

Mr. Stern – Yes.

Mr. Bradley – Quorum was here.

Mr. Stern – No business was transacted.

Mr. Bradley – None?

Mr. Stern – No. There was no vote.

Mr. Bradley – No recommendation was made?

Mr. Stern – Not as a whole.

Mr. Bradley – I see an addendum onto our agenda that shows that it is. So how do we have an addendum recommendation?

Mr. Cleaver – Would you like to answer Mr. Bradley?

Mr. Bradley – Wait, why are you answering? 'Cause he couldn't?

Mr. Cleaver – I asked him to respond.

Mr. Bradley – I know but why did you ask him to respond? Could you not respond, Mr. Stern?

Mr. Stern – I'm not responding because I told you what the meeting was. You don't take my answers. Maybe you'll take counsel's answers.

Mr. Bradley – Okay, thank you. Appreciate the clarification.

Atty. Filer – Job interview and personnel interviews are exempted from both the Sunshine Act requirement and the Right-to-Know Act requirement. So, I don't know what your issue is Mr. Bradley.

Mr. Bradley – What section of the Sunshine Act are the exempted under?

Atty. Filer – I am citing to you the Commonwealth case of The Morning Call vs. the Board of School Directors.

Mr. Bradley – I asked what part of the Sunshine Act was it under, sir.

Atty. Filer – I’m citing case law.

Mr. Bradley – Okay. Under which act though first?

Atty. Filer – The Sunshine Act.

Mr. Bradley – I know but what part of the Sunshine Act was this meeting considered legal?

Atty. Filer – It’s case law, Mr. Bradley.

Mr. Bradley – I understand. That wasn’t my question, appreciate from the peanut gallery. But my question to you, as our solicitor, under the Sunshine Act, there’s certain parts that say open meetings and closed meetings. So, obviously you feel that this is available under our U.S. law. You’re gonna use case law. Federal? State law?

Atty. Filer – Nope, state.

Mr. Bradley – State law? Perfect. So it’s available under, I’m not an attorney, I just noticed. So obviously there’s a law that allows this meeting to take place. Under what section of the law did we have this meeting last week? Would you like a copy of the law?

Atty. Filer – No, Mr. Bradley, I don’t. I’m telling you. You asked me what my opinion was...

Mr. Bradley – Now I’m asking for what section of the law was this meeting under. That’s all I’m asking.

Atty. Filer – I’m not citing you a section.

Mr. Bradley – I know. It was only a couple of them. So, which section of the law that was this meeting took place?

Mr. Cleaver – At this point Mr. Bradley...

Mr. Bradley – Not Mr. Cleaver. I’m sorry, we asked counsel so have him answer.

Mr. Cleaver – And, Mr. Counsel has just...

Mr. Bradley – No, he did not answer the question sir. What he did was he diverted the question. The question is simple. Under what section of the Pennsylvania Sunshine Act did that meeting take place? Simple question. I can hand you a copy of the law if you need it.

Mr. Cleaver – Again, I think he did answer your question.

Mr. Bradley – You don’t answer, Mr. Cleaver. We asked our solicitor. He was authorized to answer. Let’s allow him to answer.

Mr. Stern – He was citing case law as the reason.

Mr. Bradley – No, I’m asking him for what section sir. I don’t want case law. I don’t have all day. I just need one number.

Mr. Stern – We don’t have all day and you seem to make it...

Mr. Bradley – One number sir. What section of the code, what section of Pennsylvania law was this meeting held under sir?

Atty. Filer – Again, I’m basing my opinion on this case. If you want me to...

Mr. Bradley – I appreciate that, I just asked the question. It’s a simple question.

Atty. Filer – And I’m giving you my answer.

Mr. Bradley – Okay. So tell us what case you’re trying to cite it under.

Atty. Filer – Morning Call vs. Board of School Directors 164 PA Commonwealth Case 263.

Mr. Bradley – And, what section of the code of the Pennsylvania Law did they take an exemption from to make sure that this meeting did not have to be open to the public? And was that case law precedent setting or just law?

Atty. Filer – It’s the Commonwealth court. It’s finding on all county courts.

Mr. Bradley – So what section of the Sunshine Act did they take exclusion to allow that meeting to take place? I’m looking for a section of the Pennsylvania Sunshine Act that allows...

Atty. Filer – 65 PS 7, sorry, 65 PS 278 A1.

Mr. Cleaver – Thank you. At this point we’ll move forward.

Mr. Bradley – Where is that in the Pennsylvania Sunshine Act, sir? 65 PA 278. This ends at 16. How are you saying it goes to 278?

Atty. Filer – Can I see what you’re looking at?

Mr. Bradley – Sure.

Mr. Cleaver – Dr. Bieber, I apologize for the information.

Audience members speaking.

Mr. Bradley – Excuse me, sorry, we’e dealing with this or do you want to talk to the people that are screaming?

Mr. Stern – Could you be quiet, please?

Mr. Bradley – I will.

Mr. Stern – Mr. Filer, can you research while Ms. Bieber gives her presentation?

Atty. Filer – I could.

Mr. Stern – Thank you. Is that acceptable, Mr. Bradley?

Mr. Bradley – Yes, thank you.

Audio did not record during presentations.

Presentations

1. LCCC Budget – Dr. Bieber and Vance Powers

- Dr. Bieber thanked the Board and District for sponsoring LCCC. Dr. Bieber explained the contributions by the districts, the State and tuition by students.
- Mr. Powers explained the financial aspects of the college.
- 74% of the budget is salaries, wages and benefits.
- 2.75% increase for faculty through 2021 and 2022.
- Improvements will be made to Information Technology, a Vet Tech building and the waste treatment on-site.
- The Donnelly site was explained.
- Dr. Bieber answered questions regarding Dual Enrollment and the Scholars program for Lehigh.
- 3% of the budget is debt service.

2. Growing Leaders – Tyler Yankin

- Mr. Yankin presented a PowerPoint through Zoom Meeting.
- Growing Leaders is a non-profit.
- Presented Habitudes® which teaches students leadership, team, communication skills, problem-solving skills, and strong work ethic.
- Teachers would receive lessons to teach students.
- Presented colleges and high schools that use the program.

Atty. Filer – Mr. Bradley, to follow up on your question, the Sunshine Act was updated in 1998, the same language from 65 PS 27881 is found in 65 708A and 707A.

Mr. Bradley – 708A is an executive session and what was the other one? 70? 708A is an executive session and what was the other one 707?

Atty. Filer – A.

Mr. Bradley – A., which is an executive session. We were already told that it was not an executive session, it was a meeting. Specifically, not an executive session. Where was the conflict? And thank you for your candor. Mr. Stern mentioned that it was not an executive session. Specifically made sure it was not an executive session. In the meeting it was told it was not an executive session. Straw votes were taken, illegal in an executive session. Recommendations were made, illegal in an executive session. So, it can't be an executive session. Has to be something else, Mr. Filer, please tell me something else.

Atty. Filer – Everything you just discussed was found by the Commonwealth Court to be appropriate in this executive session.

Mr. Bradley – No, sir. The straw votes were taken. You cannot take votes in executive session. Correct, sire?

Atty. Filer – I believe in this case, they said you could.

Mr. Bradley – You can take a vote inside of an executive session? There was a straw vote taken, sir. How did you make this recommendation, Mr. Cleaver?

Atty. Filer – I'm sorry, can I finish? Quoting the Commonwealth Court, just because a vote is taken in an executive session does not mean that it is an official action as assigned by the Sunshine Act.

Mr. Bradley – But does it allow straw votes to be taken inside of an executive session? Can you deliberate and take a vote in an executive session, sir?

Atty. Filer – I just read to you what the Commonwealth Court said. Just because a vote is taken in an executive session does not mean it is official action as defined by the Sunshine Act.

Mr. Bradley – Correct.

Atty. Filer – So it's not official action then I believe we're fine.

Mr. Bradley – You think, okay, so you're telling me that it was an executive session, contradicting what Mr. Cleaver and Mr. Stern said. Is that our new official? Mr. Stern, are you gonna change your mind, it's now an executive session?

Mr. Stern – No, I'm not gonna change my mind. It was an interview.

Mr. Bradley – I know. Executive session or not?

Mr. Stern – It was an interview. It was an interview.

Mr. Bradley – Not an executive session?

Mr. Stern – It was an interview.

Mr. Bradley – He's saying executive session.

Mr. Stern – It was an interview.

Mr. Bradley – He's just our advisor. Which one are you gonna pick?

Mr. Stern – I'll take my advice. It was an interview.

Mr. Bradley – You can't have an interview meeting.

Mr. Yenser – Mr. Bradley, just because. Mr. Bradley, just because you don't like Mr. Stern's answer doesn't mean that you have to sit there and harass him to get the answer as exactly as you want.

Mr. Bradley – We're looking for an official answer, Mr. Yenser. Not a rubber stamp answer. We're looking for an official answer.

Mr. Yenser – He gave you the answer. You didn't like it. Stop harassing him.

Mr. Bradley – We're not. Let's try to understand. We asked our solicitor for advice...

Mr. Yenser – I'm not gonna explain it to you again.

Mr. Bradley – ...now we're gonna listen to the advice and Mr. Stern's either gonna take his advice or not take his advice 'cause we're the Board. So, is the Board...

Atty. Filer – Again, just to clarify my advice was that there was nothing wrong with the manner in which the district conducted its' interview.

Mr. Bradley – Because you said it was an executive session? 707, 708.

Atty. Filer – Because it's my understanding of the law says that there was not an issue there.

Mr. Bradley – So the only way it could not be an issue is if it were either under 707 or 708 which is an executive session? I'm make a leap; I'm asking a question. You're saying the only way it can be legal is if it was an executive session. Is that correct?

Atty. Filer – No.

Mr. Bradley – Okay. So, Mr. Stern, did we have an executive session or not? The reason is, bear with me, if we had an executive session we had to announce it today at the beginning of this meeting.

Mr. Stern – Because you're trying to catch us again.

Mr. Bradley – Yes, it's a gotcha moment, sir. It's gotcha. I want to follow the law. I want to follow the law. I want you to follow the law. I don't want you to be immune from the law. I want you to follow the law.

Atty. Filer – Again, can I...

Mr. Stern – We all follow the law.

Mr. Bradley – So did we have an executive session? And did we announce it?

Mr. Stern – Can you stop?

Mr. Bradley – No, I want to know. If you had an executive session, Mr. Stern, you had to announce it at the beginning of this meeting. Correct, Mr. Filer?

Atty. Filer – No, the next time that group met in an open meeting.

Mr. Bradley – Which is today?

Atty. Filer – No because it was not the board that met, it was the entire interview.

Mr. Bradley – No, no, the board met. We had a quorum.

Atty. Filer – Yeah, but there was more people there. Wasn't there, Mr. Bradley?

Mr. Bradley – No sir. We excluded people from coming. We blocked people from coming. We escorted them out. The police were gonna be called and threatened by Mr. Cleaver to be removed if they stayed.

Mr. Stern – That was not the case.

Microphones were shut off for approximately 30 seconds.

Mr. Cleaver – Again, just, you're gonna be...

Audience member speaking.

Mr. Cleaver – We're trying. I know, but Mr., we're trying, we're trying. Thank you.

Mr. Bradley – Wait, you're not gonna announce it was an executive session? So it was not one?

Mr. Stern – No.

Mr. Bradley – What are you gonna do?

Mr. Stern – According to the solicitor's report that we've always had it was a fair and just process to have an interview without the public comment.

Mr. Bradley – Sir, only if you have an executive session.

Mr. Stern – You're up on the Courtesy to the Floor.

Mr. Bradley – Thank you.

Public Comment on Agenda

Audio did not record during Public Comment on Agenda.

1. David Bradley – Communications, Addendum B.

- Questioned the hiring of the Business Administrator and the contract.
- Questioned the Solicitors' bills.
- Questioned Policy #217 – lowering of English requirement.
- Questioned the Comprehensive Plan on the agenda. Was it on the website for 30 days?

Mr. Cleaver – Again, just for clarification, to finish the half-truths that are completely repeated. The Comprehensive Plan has been posted as required on the website. There's also a plan here, there's also a plan here that could be requested and viewed and Mr. Bradley at the last board meeting you voted to approve the plan to be posted for 30 days. You had the plan for the past 30 days.

Audience members and board members speaking.

Mr. Cleaver – Again, also for clarification for the Business Manager. At our executive session which we had after the last board meeting, a timeline was handed out explaining the entire process to the Board. That timeline included the date, place, the ads in the Times News, PASBO and PSBA. It also included the deadline for applicants. It also included that they're applications will be reviewed and selected candidates by the district staff, which took place. Then it also discussed the first round of interviews by district staff, which took place. Then it also talked about the second round interviews by school board personnel committee who is here, which took place. And then the selected candidate from recommendation would have been discussed Thursday at that but unfortunately due to the actions of one Mr. Bradley, we were unable to complete that and we thought it was in the best interest that we just have the discussion and then go from there. So, there was no Business Manager that was approved because that can't happen until the Board approves the positions. However, there is an individual being recommended to be hired which is totally different than being approved as again was misspoke at the podium just recently by Mr. David Bradley.

Mr. Bradley – My statement sir was that you offered and she accepted the position. That's what we talked about. That's what you said. I didn't say the Board approved it. The Board is the only one that can hire. I'm wondering why you offered the position prior to your Board deciding. If you could answer that, I'd appreciate it. Why did you offer this person a position before your Board approved it?

Mr. Cleaver – Again, Mr. Bradley, there's no thing being offered. It was a recommendation for her being given to the Board and any public employee pretty much realizes that you're not approved until the Board votes on it, thank you.

Mr. Bradley – But why did you offer the position, sir?

Mr. Cleaver – Well you would have to know if she's willing to take it before that.

Mr. Bradley – So you offered the position without your Board?

Mr. Yenser – Mr. Cleaver had plenty of Board input as we filled out our evaluation sheet of the interviewees that we had. So there was Board input. Mr. Cleaver did not act on his own with this. I think that's very important for the public to know so that they understand that it was a extremely fair HR process that we always follow.

Mr. Bradley – Of the 8 applicants, how many did you see?

Mr. Yenser – May I finish talking?

Mr. Bradley – Sure.

Mr. Yenser – Of what was recommended to come to us, is the two applicants which we interviewed. Which, again, follows a very fair and very stringent HR process which was described that we've had for many, many years. In fact, I believe that was started prior to Mr. Cleaver being our Superintendent in this district.

Mr. Bradley – How many of the 8 did you review?

Mr. Yenser – That would be the same as you, and that was the two which were brought to us for the second round of interviews as described in the timeline.

Mr. Bradley – How were the other 6? How were the other 6 filtered out?

Mr. Yenser – Again, just because you don't...

Mr. Bradley – How were the other 6 filtered out? By your Board or by him?

Mr. Cleaver – The exact same way it was described in exec. session when we met after the last board meeting.

Mr. Bradley – Which is a blind trust.

Mr. Yenser – Just because you don't agree with it doesn't...

Mr. Bradley – Rubber stamper.

Mr. Yenser – Because you don't agree with it does not make it wrong Mr. Bradley. We've explained that to you many times.

Mr. Stern – You can eat your sunflower seeds and shuffle your papers and ignore the rest of the opportunity to talk about how the process was interviewing the Business Manager.

Mr. Bradley – So you're happy with the rubber stamp, blind trust that you gave to your Superintendent?

Mr. Stern – I didn't give it to my Superintendent.

Mr. Bradley – Who did you give it to you? You didn't get the other applicants; you didn't look at any of them. He offered up the two he chose.

Audio did not record for approximately 2 minutes.

Mr. Cleaver – Thank you, sir for the clarification regarding the comments that were being made.

Mr. Stern – Okay.

Patti Ebbert speaking from the audience regarding the Comprehensive Plan on the website.

Mr. Bradley – And if you go to the Comprehensive Plan, what does it tell you on the website?

Mr. Cleaver – Because the Comprehensive Plan on the website has the one that's been approved. This one has not been approved to be posted there yet.

Patti Ebbert and Mr. Tkach speaking from the audience regarding the Comprehensive Plan on the website.

Mr. Bradley – And what review have we received from our district stakeholders?

Audio did not record for approximately 3 minutes.

2. Gail Maholick – School Purchases

Transcribed by written report from Mrs. Maholick.

- I made a motion to purchase redaction software for a small amount of money to eliminate the high costs for redacting sensitive information by our attorney that cannot go out into the public. You added on the cost of file saving for \$30,000 to \$50,000 and lumped that into the cost. You can use a company such as Dropbox for storing files at no cost and you can make it as secure as you need it to be. You don't need to purchase onsite storage. Dropbox gives businesses an unlimited amount of storage. You only pay for the number of licenses you need. Plus, the information can be accessed from anywhere. Yes, that information came from an industry professional, my son in law who is a sales engineer for Zera Technologies. There is also automated redaction software that is 99 percent effective that can be used for a monthly fee. Extract Systems.com and is a desktop application.
- I also looked into the cost of Joy and I attending the PSBA conference last fall. Joy and I shared a room saving the district about \$600. Stacey and Gloria did not share a room. And Gloria and Stacey voted to pay the bills which also included the payment of the cost for their two rooms. Gloria failed to say she and Stacey cost the district nearly twice as much as Joy and I. But Gloria, you chose to call me out for being reimbursed for \$27. You should know it is not against the law to pay for school board members meals while at a PSBA conference. Gloria I am so proud of you that you are starting to agree with David. And I am glad that you finally see the benefit of having open meetings and letting people speak.

Communications

1. Superintendent's Report – *Mr. Cleaver*
 - The Governor's budget was presented earlier this month with the proposed budget, Lehighton would receive an estimated \$300,000 increase in Basic Ed. Funding and \$80,000 for Special Education Funding. Again, this is only a proposed budget and we'll continue to update the board throughout the process through our finance committee.
 - I'd like to thank our maintenance crew for all their hard work with the snow removal over the last several weeks. Mother Nature has made the clean-up difficult and they have all worked hard together in an effort to keep our grounds as clean as possible. When it comes to the snow, the ice, back to snow, back to rain, back to ice, makes it very difficult but they're doing a great job in trying to keep the driveways, the parking lots, the sidewalks as clear as possible. And, again, I'd just wanted to thank them for their efforts, publically.
 - In relation to that, snow make-up dates. Currently, Wednesday, April 17th, which is the Wednesday before our Spring Break or Easter, April 17th will now be a full day, Thursday, April 18th will be a half day with an early dismissal and currently our last student day is Thursday, June 13th. With that date in mind, we are looking at graduation for Friday, June 14th. So, we'll keep our fingers crossed that there's no more snow days and that it doesn't continue to add on at the end of the year. But, at this point, any additional snow days will be tacked on to the end of the school year.
 - The district continues to conduct school safety drills throughout the district. Most recently as today, a safety drill took place at the high school and the students and staff, again, did a great job with cooperating and working together while completing the safety drill. I know there was information sent up, but I wanted to thank Mr. Hauser and Mrs. Howland for a great process. I had a lot of positive feedback. Said the staff and the kids were great. As we know they

always are and they had a nice job there. And, again, also our school police officers and as part of that drill they also carried over to the elementary which they tied the two together and I heard great reports to at the elementary regarding their safety drills. So, thank you to all the people involved and the amount of time and preparation it takes to run those drills.

- In relation to the presentation that Dr. Bieber did, LCCC, we have been notified that one of our graduates from Lehigh, Kira Williams, has been offered and awarded a full scholarship for tuition at any state school of her choice. She has chosen Kutztown University. Kira is from Jim Thorpe but a graduate of Lehigh Area School District. She's an education major and currently has a 3.87 GPA. Kira is a Social Media Coordinator for Phi Beta Kappa and is planning, like I said, to transfer now to Kutztown University. And, because of her efforts and the scholarship offers that are afforded to the students from Lehigh, she was awarded full scholarship for the tuition cost at Kutztown University. So, I want to congratulate her for that great honor.

Mrs. Maholick - I have a question for you. Mr. Cleaver I'd like to talk to you about the Lions Sight First eye exams at the Elementary center. Would you please tell the rest of the board about the elementary students Lions exams and the follow up that took place with the children needing glasses? To refresh your mind, there were 818 children examined with 92 children referred. 21 had common prescription issues, 38 had astigmatism, 5 had really poor vision and needed professional intervention, 13 had gaze deviation and 15 had anisothropa, where both eyes did not work together. What was the follow up with that?

Mr. Cleaver - I'll have to check. I do know that anyone that had the information, a letter was sent home to the parents of anyone who had a warning. I did talk with Coleen, I'm actually looking she actually emailed information regarding the eye exam follow up. This was actually sent to me February 1st. The letters recommending a complete eye exam were sent home with the students by the volunteers that did the testing. There were 19 students that they referred based on their testing. To date, we have not received any responses to the referrals. So we sent the referrals home to the parents but we have not received any responses at this point.

Mrs. Maholick - I also wanted to ask you about the response you had scheduling Kids Sight First Lions eye exams at the Middle School. I spoke with more than a dozen parents who said their child never brought home a permission letter for Lions eye exams. Also I spoke with the Lions and they said no one has made contact to schedule Lions eye exams at the Lehigh Middle School. You told me that only 1 child out of 600 sent papers back to the school requesting a Lions eye exam. It seems there was no contact with the Lions and no permission slips were ever sent home. If you delegated this to someone else, you must really ask them what happened. These exams were not scheduled despite all 9 board members voting yes to offering these free eye exams to children in the district.

Mr. Cleaver - I'll check with the Middle School, but last information I had was that they were doing the elementary and that was their pilot and then they would get back to me. So, I'll check with them and see. But, I also know too that part of the process was getting the amount, coordinating with them and getting the amount of the kits for the testing the machines. I will follow up with the Middle School.

Mrs. Maholick - Because we all voted, all 9 of us voted for the eye exams to go through the whole district.

Mr. Cleaver – Right. And, we will. I didn't realize there was a date I was going with the Lions, you know, talk to them. So, I'll reach out to them and see exactly and try and get that set up there as well.

Mrs. Maholick – Okay, thank you.

Mr. Cleaver – I have not been aware of anything at the Middle School.

Mr. Bradley – Mr. Cleaver?

Mr. Cleaver – Yes.

Mr. Bradley – We're you able to calculate out how much this free service saves the district?

Mr. Cleaver – There is no financial savings for the district because we're still required to do the mandated eye exams.

Mrs. Maholick – That's not true.

Mr. Bradley – Wait, doesn't this meet the mandated requirement?

Mr. Cleaver – Not for our district. Our district has not approved to do that. No, for the mandated requirement.

Mr. Bradley – Who needs to approve it to make it available? The board?

Mr. Cleaver – I would recommend that the board but I would also check with the Department of Health to make sure. But, I do know there is some districts...

Mr. Bradley – 'Cause there's other districts that do it.

Mrs. Maholick – I spoke with two people from the Department of Health, no, the Department of Education. The one person told me that it was up to the school district to decide whether they met the requirements for mandated eye exams.

Mr. Cleaver – Okay.

Mrs. Maholick – The second person said that maybe it had something to do with the Department of Health. So I looked up in the Department of Health and it determines that the school gets reimbursed by the state for the cost of the eye exams that they presently do and with the Lions eye exams there would be absolutely no cost.

Mr. Cleaver – I can't answer the reimbursement. Mr. Feick, are you aware of any reimbursement?

Mr. Feick – Yes, it doesn't cost us anything because they pay 100%. So, it's free to us either way.

Mr. Bradley – Well, free to us on the Pennsylvania taxpayer or free to us on the...

Mr. Feick – I have no idea where the state gets the money. It might be a federal program. It might be a U.S., but...

Mr. Bradley – But, some taxpayer...

Mrs. Maholick – Coming from a tax pocket.

Mr. Stern – Thank you for your input there, Ms. Maholick. I'm sure we'll get some information back on what's happening with those processes from Mr. Cleaver.

2. Finance Report - *Mr. Feick*
 - Right now we're in the process of insurance broker interviews. We have had four snow days. We are scheduled this Wednesday and it looks like this one will go through and the last interview date will be next Monday. So we can talk about the decision of where the board wants to go forward, at least for the Finance Committee to recommend to the board in March.
 - The food service RFP I've put together is at the state. We're waiting for approval from them. Right now, the timeline would be, if we get approval this week, to advertise for three weeks and then try to get a recommendation to the board for next March. If not, then it will end up going to April.
 - Next board meeting we have extended invitation for CCTI to come and present their budget. They have accepted.
 - Next board meeting I will put on LCCC's budget for approval. And I'll probably throw on CCTI's budget for approval but only after we listen to their presentation and hear what they have to say.
3. Board President's Report - *Mr. Stern*
 - Within the packet there's the information that will be published concerning reports from each of the buildings. So, I encourage folks to look at that. And again, as I said in previous meetings, if you really want to find out all the good things that are happening in our district at our school, not only with athletics and extra-curricular but in the day-to-day operations of the buildings, the special programs, what the children are doing, and how they're experiencing different things at different levels, please follow Lehigh Area Middle School, Lehigh Area High School and Lehigh Area Elementary Center on Twitter®.
4. Lehigh Memorial Library Report - *Mrs. Maholick*
 - The library board received four construction proposals to building the library addition. The project requires a construction management company with an architect to take the concept drawings to a spec plan. The board voted to hire Keystone Consulting Engineers for all architectural and engineering services. A building expansion committee was formed to assist with the construction project.
 - The library created two personnel positions for cataloging inter-library clerk and administrative assistant library aide. One employee is already fulfilling those duties and will receive a salary increase.
 - The board will be including an estate planning information in the annual library fund letter.
 - The next meeting will be tomorrow night.
5. Legislative Policy Committee of PSBA Report - *Mrs. Spinelli*
 - The Legislative Advocacy Program is getting into full swing and I get tons of things every day. I will be attending the Spring Legal Roundup on April 3rd in Schnecksville and also the Advocacy Day in Harrisburg on April 29th and will certainly report anything that I have. On a day-to-day basis, just look up the

PSBA website because they send so many things that really, if you're interested in that particular subject, is there. There is one that I would like to read that actually is very timely. On January 24, 2019, Pennsylvania Commonwealth Court unanimously reminded agencies subject to Pennsylvania Right-to-Know Law that they cannot violate individual Pennsylvanians constitutional right to privacy in responding to a Right-to-Know request. Agencies may not disclose anyone's personal information unless they perform a balancing test to weigh privacy interests in the extent to which they may be invaded against the public benefit which would result from the disclosure and then make a determination that the public benefit outweighs the presumption of privacy. How does this intrusion into the individual's privacy rights give insight into government operation and describe making an envisioned by the Right-to-Know Law in an OA case? So, basically what it says is it has to, you have to prove that it matters to the running of government before you can give something like that out. And, I just thought that was very timely.

6. Title I Advisory Committee Report – *Mrs. Bowman*
 - No formal report because the Parent Advisory Council was cancelled because of snow. Will be meeting on March 12th and Title I is March the 8th at 7:45 a.m.
7. CCTI Report – *Mr. Yenser*
 - So far through the school year, CCTI has over 50 students with perfect attendance. Goes to show, again, the commitment of the students attending CCTI.
 - Additionally, CCTI has implemented the Safe2Say Something initiative. Same as what we've done here at Lehighton and all students and staff have been trained.
 - The others items noted, the Health Medical students will be taking their PA Nurse exams on February, actually already, February 21st and guidance and administration are currently gearing up for scheduling and anticipating the incoming applications coming up next month.
8. CLIU Report – *Mr. Wentz*
 - We met on January 29th at IU headquarters in Schnecksville. We were given a presentation of the audit in which no discrepancies were found. We were also given each school's student count and Lehighton at this time now stands at 94 students served by IU 21.
 - The next scheduled meeting is set for Monday, March 18th, 6:30 p.m.
9. Building/Grounds Report – *Mr. Holland*
 - We had no report. School cancellation.
10. Academic Affairs Committee Report – *Mr. Stern*
 - Did meet on Wednesday, February 6th.
 - Items that were discussed was there was a previous presentation of the Growing Leaders program.
 - Next was a full report on the high school scheduling and program of study changes that will be incorporated into the 2019-2020 school year including from the conception of how went to block scheduling and now how we're reverting back to a more of a classical scheduling and the flexibility that allows our students and the staff as well to meet the better needs of whole community.
 - There was an update by Ms. Volcskai on the STEAM immersion plan.
 - There was an update on the after-school programs. Elementary there's 21 students in the morning, 86 students in the afternoon and the Middle School has 30 students in the afternoon session as well.

- Title I, which we were unable to have that happen due to the weather, we discussed the Comprehensive Plan that it was on the website for review and it was placed on the board agenda for approval on tonight's meeting.
- 11. LCCC Report – *Mr. Krause*
 - No report.
- 12. Policy Committee Report – *Mr. Stern*
 - Scheduled for next Wednesday, the 6th at 5:45 p.m. right here.
- 13. Athletic Committee Report – *Mr. Wentz*
 - We were also snowed out on February 12th but at this time of the year, we are between winter and spring sports with regular scheduling due to start in March.
 - Also, Lehighton was honored to host a district playoff game this past Saturday to a nearly packed house at our new Elementary Center gym. We received many, many positive comments how beautiful, not only the gym, but our building is handicapped accessible and everyone enjoyed it. The loved the seats upstairs.
 - The next scheduled Athletic meeting is set for Tuesday, March 12th at 9:00 a.m.
- 14. Wellness Committee Report – *Mrs. Maholick*
 - The Wellness Committee met this afternoon after several rescheduling attempts due to inclement weather.
 - The committee reviewed the menus for March. After a brief update by Lauren on the menu items, she reported that there were sales of 135,000 lunches this year, 83,500 were free lunches, 9,250 were reduced, and 42,200 paid lunches. Also, the school district served 49,000 breakfast with 36,000 of those breakfasts for free.
 - She also noted that parents were sent letters about negative balances and many called with questions. Some of the parents asked for free and reduced applications.
 - Beki reported on the Backpack Buddies Program noting that the program is going great. Approximately 70 children receive extra food on weekends at the Elementary Center. So, it's very successful.

Approval of Minutes

MOTION by Mr. Wentz, SECONDED by Mrs. Spinelli to approve the Minutes of the January 28, 2019, regular meeting.

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____

Motion carried.

Financial Matter

Activities Funds MOTION by Mr. Yenser, SECONDED by Mr. Holland to approve the Lehighton Area High School and Lehighton Area Middle School Activities Fund for January 2019.

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____

Motion carried.

Payment of Bills MOTION by Mr. Holland, SECONDED by Mrs. Spinelli to approve the Payment of Bills for February 2019:

General Fund	\$ 1,726,043.20
--Benefits	\$ 419,385.81
--Payroll	\$ 1,327,635.42
--Debit Card	\$ 1,283.13
Capital Projects	\$ 605.62
Food Service Fund	\$ 83,594.62
	<u>\$ 3,558,547.80</u>

Note: Members with questions or requesting a copy of any payment, please contact the Business Office prior to the scheduled meeting.

Mr. Bradley - Excuse Mr. Stern, it was requested that the Solicitor's bills and our counsel bills were removed from this general approval of payments. It looks like that did not occur.

Mr. Stern - When was that requested, sir?

Mr. Bradley - During the last, between the meetings.

Mr. Stern - When was it requested, sir? When was it requested? Did you request it?

Mr. Bradley - Yeah.

Mr. Stern - Do you know when you requested it?

Mr. Bradley - I can look.

Mr. Stern - Probably today.

Mr. Bradley - I'll check.

Mr. Stern - I think it was today.

Mr. Bradley - No, I sent you an email today why it wasn't done. I think...

Mr. Stern - There was two emails that you sent about the same topic. One was to everybody; one was to me. So, it was today that you requested that happen.

Mr. Bradley - I requested that you put it on our agenda. Make an addendum if you have to. I think we talked about it, when, last week. And also last month.

Mr. Feick - You sent me an email. I cannot change the agenda. That has to be a board decision to make a motion to take those things out.

Mr. Bradley - Correct. Or the person that sets up the agenda, which is him, could've done it by himself. Correct?

Mr. Feick - If you're changing the way things are done, you need a board motion.

Mr. Bradley – Just the way the agenda is written, sir. You're still gonna pay the bills. You're just gonna separate them. We talked about that, what, a couple days ago, a week ago.

Mr. Feick – We didn't talk, you sent me an email.

Mr. Bradley – Sent a email, yeah, it's recorded. Anyone can pull up.

Mr. Feick – In the past, board members had made a motion to do that and I sent you Bill Hill's motion that he did for the previous so that's what you'd need to do for this one.

Mr. Bradley – Right, but Mr. Stern did not take that into initiative until today.

Mr. Stern – I got it this afternoon, maybe? I don't live, I work during the day, I don't live on my email like you do, sir. So, I didn't actually see it until the end of the day. So there would have been no way that we could get it done.

Mr. Bradley – But I did talk to him previously. That's fine.

Mr. Stern – You talked to him.

Mr. Bradley – We can do it now.

Mr. Stern – You can talk to anybody you like.

Mr. Bradley – We can do it now. I'll ask the question before we approve these minutes.

Mr. Stern – That would be under New Business.

Mr. Bradley – Hold on. Before we approve, we're debating paying the bills. Mr. Filer, would it be easy to remove those two bills from this payment so we can separate them and then make this into two motions instead of one at this time?

Mr. Yenser – You have a motion on the floor.

Mr. Bradley – I'm asking a question for deliberation.

Mr. Stern – We have a motion and a second.

Mr. Bradley – Correct. We're deliberating. The question is, can we separate the Solicitor bills from this motion easily, Mr. Feick? It's two bills.

Mr. Cleaver – Mr. Feick doesn't prepare the bills or any part of the agenda.

Mr. Bradley – Why are you answering for him? I asked him a simple question. Do you answer for everybody?

Mr. Cleaver – Because he doesn't prepare them.

Mr. Bradley – Mr. Feick, is it possible to remove these two bills and make them a separate motion?

Mr. Stern – He said that first.

Mr. Cleaver – I thought. Okay, then that's my fault. You said Mr.

Mr. Stern – First time you said Mr. Filer.

Mr. Cleaver – Mr. Filer, so, sorry.

Mr. Stern – You did.

Mr. Bradley – I apologize, thank you.

Mr. Feick – You can vote on all but you can stipulate what you're voting on.

Mr. Bradley – I understand, but is there a way to separate them?

Mr. Feick – I am not the board. That's up to the board.

Mr. Bradley – No, no, I'm asking you. Can you pull?

Mr. Feick – You get the bills like I do.

Mr. Bradley – Correct.

Mr. Feick – You get the list and tell which ones you don't want to vote on. That's up to the board.

Mr. Bradley – As a board, can we separate those two bills from this collective motion?

Mr. Stern – Why?

Mr. Bradley – Well, two reasons. One is some of the Solicitor's bills may be considered illegal to be spent money on and secondly, the review of Mr. Schwab's bills shows that....

Mr. Yenser – Your review.

Mr. Bradley – ...he's billing us for things, hold on...

Mr. Yenser – Your review.

Mr. Bradley – My view. He is billing us for things that he may or may not have been authorized to do.

Mr. Stern – What I suggest, Mr. Bradley, is that you then in your vote say you'll pay all the bills except the Solicitor.

Mr. Bradley – Did you review these bills, Mr. Stern?

Mr. Stern – Yes.

Mr. Bradley – And you have no problem with them?

Mr. Stern – There was \$3,000 worth of bills from Mr. Schwab.

Mr. Bradley – Try a little more than that.

Mr. Stern – The ones I saw was \$3,000.

Mr. Bradley – I know. So, that’s what I’m talking about, Mr. Stern.

Mr. Stern – No, no. Now don’t be condescending, okay. There’s how many pages of bills. So I missed maybe one section. But you know what? The amount of activity that’s attributed to our court costs, due to your actions, are what is causing our bills to go up from a solicitor perspective.

Mr. Bradley – Or, the over-billing by the Solicitor.

Mr. Stern – Well, that’s your accusation.

Mr. Bradley – Well, did you review the bills more than the \$3,000 worth of bills but the closer to \$16,000 worth of bills.

Mr. Stern – The other ones that I have here, maybe, yeah.

Mr. Yenser – We have a motion on the floor I’d like to call, thank you.

Mr. Stern – Would you like a roll call?

Mr. Bradley – Yes, please.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mrs. Rita Spinelli, Member	X	☐	☐	☐
Mr. Wayne Wentz, Vice President	X	☐	☐	☐
Mr. Andrew Yenser, Treasurer	X	☐	☐	☐
Ms. Joy Beers, Member	☐	X	☐	☐
Mr. Richard R. Beltz, Member	☐	☐	X	☐
Mr. David F. Bradley, Sr., Member	☐	X	☐	☐
Mr. Stephen Holland, Member	X	☐	☐	☐
Mrs. Gail Maholick, Member	☐	X	☐	☐
Mr. Larry Stern, President	X	☐	☐	☐

Mr. Bradley – I would like to vote to approve all the bills except for those under question which are the Schwab Associates and the KingSpry bills.

Mr. Stern – So noted.

Mrs. Wagner – So that’s a yes but without those. Is that how I’m taking that?

Mr. Stern – Mm hmm.

Mrs. Spinelli – Yeah, but that’s not the motion.

Mr. Cleaver – That’s not the motion.

Mr. Stern - So then the answer's no?

Mr. Bradley - No with an exception.

Mr. Stern - You can't...

Mr. Bradley - Well, you have to pay the bills, sir. Not the ones that are bad.

Mr. Stern - What are you addressing me for? You don't have to argue. You don't have to convince me of anything, sir.

Mr. Bradley - Rubber stamp away.

VOTE: YES - 5 NO - 3 ABSENT - 1 ABSTENTIONS - _____

Motion carried.

Construction Accounts MOTION by Mr. Yenser, SECONDED by Mr. Wentz to approve payment on the following projects from the corresponding funds for a total of **\$246,496.79** pending documentation verification and solicitor review:

1. Elementary Center

EI Associates - Inv. #14220 & 14221	\$	8,133.22
W.B. Mason - Inv. #I52928408	\$	232,105.68
	\$	240,238.90

2. Middle School

EI Associates - Inv. #14205 & 14223	\$	5,928.42
	\$	5,928.42

3. High School

EI Associates - Inv. #14222	\$	329.47
	\$	329.47

Mr. Bradley - Mr. Yenser, as our treasurer, did you get a chance to review all these bills?

Mr. Yenser - Call the motion, please.

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____

Motion carried.

Treasurer's Reports MOTION by Mr. Holland, SECONDED by Mr. Yenser to approve the following reports:

- a. Budget/Revenue Report
- b. Treasurer's Reports
 1. General Fund
 2. Capital Reserve Fund
 3. Capital Projects Fund
 4. Food Service Fund

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____

Motion carried.

Occ. Tax Refund MOTION by Mr. Wentz, SECONDED by Mr. Yenser to refund from the general fund the following:

1. Occupational Tax for year 2018 in the amount of \$ 275.00 to Courtney Alison Arce.

Mr. Stern – It's A-r-c-e. How would you pronounce that one?

Audience member speaking.

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____
Motion carried.

Exemptions MOTION by Mr. Holland, SECONDED by Ms. Beers to approve exemptions from Per Capita and/or Occupational Tax per the attached list.

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____
Motion carried.

County Repository MOTION by Mr. Wentz, SECONDED by Mrs. Spinelli to approve the following bids on properties that are in the County's Repository for Unsold Properties:

- Bid of \$800.00 on property Map Number 71-37-B9 Lot 104;
- Bid of \$2,000.00 on property Map Number 70F-11-118.

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____
Motion carried.

Tennis Court App. Fees MOTION by Mr. Holland, SECONDED by Mr. Wentz to approve Tennis Court Application Fees of approximately **\$1,830.00** to the Lehighon Borough upon recommendation by the Building & Grounds Committee.

Mr. Bradley – Where's the funds for the tennis court coming from? Which fund are they gonna take that out of?

Mr. Feick – There's a Capital Reserve fund that has I think like \$228,000, I'd have to look, that that money could be used for, there was projects approved before they put the money in that Capital Reserve fund.

Mr. Bradley – And they were put in there for?

Mr. Feick – There's a list of projects that it can be used for future boards. Which now, you're future board, can be using it for one of things was a tennis court.

Mr. Bradley – And how much of it will these tennis courts consume?

Mr. Feick – I don't know 'cause you. I heard anywhere from \$180,000 to \$240,000 depending on how many courts you put.

Mr. Bradley – All of it.

Mr. Feick – Possibly, yeah. If you decide to go forward with it, yes.

Mr. Bradley – I suggest we table this until we really find out whether or not we have the funds. Because we're already pulling from our general fund to just make the budget balance.

Mr. Stern – These general funds aren't available for anything else other than the Capital Projects, Mr. Bradley. There is a separate fund only available for the list of project that are supported by that fund.

Mr. Bradley – This district is spending more than it has on a regular basis projected forward through 2021.

Mr. Stern – Can you explain to him what I'm trying to explain, Mr. Feick? That there's a list of projects that this money can't be used for anything else other than those projects. It is designated funds.

Mr. Feick – Correct.

Mr. Stern – It's not available for operating expenses?

Mr. Feick – Well, no. If it's not used in five years then it has to be returned over the next five years to the general fund but it cannot be used for anything except those projects during this period.

Mr. Stern – Thank you, sir.

Mr. Bradley – Or, in five years from now we can use it to pay off debt or reduced the tax increase.

Mr. Feick – You can return it over a five year period back to general fund but that has to the board in five, well actually it's four years or three and a half.

Mrs. Maholick – Can I have the total of that fund again that you have? I'm sorry.

Mr. Feick – Capital Reserves should be green. \$222,584.60 as of January 31, 2019.

Mr. Stern – Thank you, Mr. Feick.

Mr. Bradley – I suggest we table this until next month. There's no hurry for it. And, we can get the new Business Manager to review it and decide whether or not moving forward, our current negative projections, that we're spending more than we're taking in, can be reviewed.

Mr. Stern – I would like to make a comment on Mr. Bradley's comment. This can has been kicked down the road as far as it can. Right now we don't have facilities for our kids. We don't have facilities for our team. We don't have facilities for our gym classes. We had tried...we'll be using Palmerton again. There were conversations that never came to fruition from a borough partnership perspective because they had their plans with what was going on at Baer Memorial

which is completely understandable. I think we need to move on this because we have been waiting for probably close to a year, Steve, or more? So, that's my comment.

Mr. Holland – Excuse me, can I say this? Mr. Bradley, we had money for your lawsuits but we don't have any money for the kids. That's really wonderful.

Mr. Bradley – Mr. Holland, just so you know, I did not bring the lawsuits, the district chose to defend those actions.

Mr. Yenser – And you are wrong again. You filed suit against the district and you were wrong. Proven by the courts to be wrong four separate times.

Mr. Bradley – Immunity, sir.

Mr. Yenser – You spent the district's money.

Mr. Bradley – I did not, sir. The district did not have to defend those lawsuits. They could've just apologized. They did not have to seek immunity nor be concerned about the overburden of meeting the law.

Mr. Stern – Okay, now we're off track. We have a motion and a second.

Mrs. Maholick – I just had a question from Steve. Do you think we can put the tennis courts in with this kind of money? You think that would be enough to cover the cost of them?

Mr. Holland – All we're looking for is so we can get our permits and that. We're not gonna actually do the...

Mrs. Maholick – Yeah, but I mean we need to have the money to fund the tennis courts. I understand that but if we don't get these permits we have the people on forth getting them right now and we have the recommendations and we're probably gonna want to move forward. But, are we gonna have enough money to do it? And, I'm hoping that we do.

Mr. Holland – So, again, Gail we can't spend \$1800 but my friend over here we got lots of money.

Mr. Bradley – Her question is if we spend this \$1800 you're already going down the path, do you have enough money...

Mrs. Maholick – I have a serious question. I want to be able to do it.

Board members speaking.

Mr. Cleaver – Again, I think just for clarification this is for the zoning application fee, the zoning variance fee, the storm water facilities review and the storm water escrow. So, until we get these reviews completed, we really can't put the project out to bid and find out.

Mrs. Maholick – Oh, so we don't have any real bids yet.

Mr. Cleaver – No. That's a whole other process.

Mr. Bradley – But they were provided estimates, correct?

Mrs. Maholick – Ballpark estimates.

Mr. Feick – Yeah, I think what Joy and I just talked about is the feasibility study was depending on the option if it was a little bit under \$200,000 and a little bit over depending on the three different.

Ms. Beers – Yeah, there were three different locations.

Mr. Cleaver – And those estimates, though to be fair to the, they wouldn't know for sure until they know storm water management, of course, plays a huge role in the cost of those type of projects.

Ms. Beers – Why are we applying to Lehighton Borough before getting bids? Why?

Mr. Cleaver – You have to get the approval from the borough for the building, any type of variance. So, the variance for example for the borough I believe is a four foot fence and with this we're looking to extend that. So, until we could properly bid it, we have to know that we get the approval for those type of variances. That's just one example.

Mrs. Maholick – That's the only variance you need for the fencing?

Mr. Cleaver – That is the only one that I am aware of, yes.

VOTE: YES - 7 NO - 1 (D.B.) ABSENT - 1 ABSTENTIONS - _____
Motion carried.

Football Clinics MOTION by Mr. Bradley, SECONDED by Mrs. Maholick to approve **Employees #1332, #299, #1371, #30, #1331, & #1662** to attend football clinics at Villanova on Friday, March 22, 2019, and Colgate on Friday, April 5, 2019, at a budgeted cost not to exceed \$500.00. Funding through the Athletics-Football Budget.

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____
Motion carried.

MOU Dental Van MOTION by Mr. Yenser, SECONDED by Mrs. Maholick to approve the Memorandum of Understanding (MOU) between Star Wellness Dental and Lehighton Area School District for the Mobile Dental Van for the 2018-2019 school year.

Mr. Stern – Is it for the 2018-2019 because they do it in the spring?

Mr. Feick – No, actually they were taken over I believe so it's just same people, different names.

Mr. Stern – Oh, it's just a memorandum of understanding, just a modification to the program, to the contract, that way. Okay, thank you.

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____
Motion carried.

**OOR
Appeal**

MOTION by Mr. Wentz, SECONDED by Mr. Holland that the Lehigh Area School District's Solicitor is directed to take the necessary steps to appeal the Office of Open Records Decision in AP 2018-2187 on all applicable grounds including applicable exemptions, equal protection, and due process concerns.

AP 2018-2187 was a request from a Mr. Simon Campbell for all documentation involving the retention of KingSpry and the issues with David Bradley. The district provided Mr. Campbell with 5 C.D.s containing over 4000 documents. The District redacted 167 e-mails on the grounds that they contained attorney client privilege, employee criticism (discipline), student information, and information technology security information. We requested a hearing to supplement the record. The OOR directed the district to turn over the student information and the employee criticism without allowing a hearing or addressing privacy concerns or contract issues.

Mr. Bradley - Here's a perfect opportunity for the district to save the money that Steve Holland was concerned about because the right to appeal is what consumes the dollars for this entity. No dollars will be consumed, at all, to comply with the state mandate that says give him the information you already gave them and give him the emails you already gave him at which point you're done. You don't have to spend anything anymore and I'm curious as why this district constantly rubber stamps our Solicitor spending money with our Solicitor when there's nobody to fight. There's no...we're bringing this appeal. He's not. Mr. Holland, we're the ones choosing to spend the money. We're the ones defending our rights in court consuming dollars, \$15,000 of them last month, for no reason.

Mr. Cleaver - Again, Mr. Bradley, what this motion is doing is fighting for the rights of our students and our staff to keep their information private, which again I have said time and time again, we will do at all costs because it's not your right or anybody else's right to see any student or private staff information. And, I don't care what you think, I don't care what these other individuals think, these students and this staff is expected to have their rights protected and we will continue to do that whether you want to agree with it or not, that's as simple as it gets. The students and staff will and should always be protected.

Mr. Bradley - But it's already been redacted. The information has already been accepted and redacted. So the appeal is not required.

Atty. Filer - Mr. Bradley, the order is us to give un-redacted information to Mr. Campbell.

Mr. Bradley - And to the state. A (inaudible) review?

Atty. Filer - No, they did not do that. We asked them to do that. Mr. Campbell asked them to do that. They didn't do that.

Mr. Bradley - They said no. So you're going against the state to appeal the state's decision. Why are we, as a district, spending money to go against the state?

Audience members speaking.

Mr. Stern - I think the bigger question is why does Mr. Campbell want to know the names of our students, staff and whoever is contained in these emails. He can get the gist of what it is without knowing who it is. What if it was your child that had a problem?

Mr. Bradley - The state decided that, not Mr. Campbell.

Mr. Stern - Oh, he's fighting it so it's his problem.

Mrs. Spinelli - Mr. Bradley, you keep saying the state...

Mr. Bradley - He's not fighting it.

Mr. Stern - He's saying he wants the 107 un-redacted emails. That's the bottom line.

Mr. Bradley - The state said what?

Mr. Stern - The state said yes because the Office of Open Record has no stake in the game, as usual. And, as with everything else that we have had to go to Carbon County Court or any other court, is been upheld that privacy information for student and staff is utmost and does not need to be released. We're following the same precedence that we've set before, past practice, without releasing people's names.

Mr. Bradley - You're choosing to spend this money.

Mr. Stern - Absolutely.

Mr. Bradley - Right. And, therefore it's not Mr. Campbell that's choosing to spend this money.

Mr. Stern - Mr. Campbell is choosing to challenge why we want to keep that information private.

Mr. Bradley - And he won that challenge at the state level.

Mr. Stern - Yeah, but we're challenging it anyway.

Mr. Bradley - And why would you challenge the state?

Mr. Stern - Because we're protecting our staff and students.

Mr. Bradley - From the state?

Mr. Stern - From Mr. Campbell.

Mr. Bradley - Not from Mr. Campbell.

Mrs. Spinelli - Mr. Bradley....

Mr. Stern - The state has it already.

Audience members speaking.

Mrs. Spinelli - Mr. Bradley...

Mr. Bradley – The Right-to-Know Law is part of the First Amendment.

Barbara Bowes – I don't understand why this motion is even on here when there was already a motion made for Larry to go ahead and do this. Why is this being brought up in front of the board?

Mr. Stern – I can't do it.

Mr. Cleaver – That was for a period of time because there was not meeting.

Barbara Bowes – That's not how that motion read.

Mr. Cleaver – I'll have to double check.

Barbara Bowes – That's my question on this. Why is this even here?

Mr. Stern – Because I'd rather have the board approve. If we have the board's ability to approve it, I'd rather have them approve it.

Mr. Cleaver – We were looking at that as only because of the timeframe we were limited on how we could respond.

Barbara Bowes – Oh, okay.

Mrs. Spinelli – Mr. Bradley, you keep saying the state. The state is not the Right-to-Know Office. That's one office and as Mr. Schwab has mentioned to you many times, we answer to laws besides Right-to-Know. I just read you what the state said about not giving privacy information. And, you keep fighting the same argument.

Mr. Bradley – Yeah, there's no reason to fight the state Office of Open Records that they already reviewed it, checked what the law was and it...

Atty. Filer – I'm sorry, to clarify Mr. Bradley's understanding....

Mr. Bradley - ...the only way to prevent that is for this district to consume additional educational funds that it is not mandated nor required to do. It's at the whim of this government to choose to spend those dollars. Why doesn't the PSBA spend the money? Why are we spending it for them, right? Let the other people spend the money.

Mr. Yenser – What this district is choosing to do is protect ourselves from our public from coming after us, legally, because we've released private information. Private information such as students, staff, medical information, correct? Students education plans. Financial aid information. Graduation requirements for particular students. So we're protecting our students and staff from a legal perspective and protecting ourselves from having legal action taken against us. Drop the request. Have Mr. Campbell drop the request for wanting that redacted information. We'll be happy. We won't have to spend a nickel. Stop asking for information you shouldn't have. It's very simple.

Atty. Filer – And just to clarify that...

Mr. Bradley – Even though the state says you can have it?

Mrs. Spinelli – Mr. Bradley, he's speaking.

Atty. Filer – The Office of Open Records did not review the un-redacted emails. We asked them to do that. So, they didn't review the information and say it was disclosable.

Mr. Bradley – Why?

Atty. Filer – I don't know why. I don't work for that office.

Mr. Bradley – Well, hold on. It goes back to Mr. Wertman, which agrees with me, it's a First Amendment right.

Audience member speaking.

Mr. Bradley – It's a First Amendment right to petition your government and therefore if you're challenging the petition of information, as Mr. Yenser said, there's a adjudicate agency that reviews these things at the state level for free. Why are we consuming money with the Solicitor to fight that state entity? The same way this district has been found to spend money with our Solicitor to fight things that do not require being fought.

Mr. Yenser – Again, you're wrong. The state isn't at our best interest.

Mrs. Spinelli – Can we call the question?

Mr. Cleaver – We do have two just before we move on.

Mrs. Spinelli – Oh, okay.

Mr. Hauser – Since we're talking about how much this cost, I have a question for Mr. Filer. Mr. Filer, I'm an employee of this district and if the district were to release sensitive information about me, would I have grounds to file a lawsuit and seek compensation in the courts?

Atty. Filer – I would advise the board that if they breached contracts with their employees, they're exposing themselves to liability. I think that's a question you should take up with your attorney in the event that the board decides to release information.

Mr. Hauser – I have one more question related. I also have two children in the district, if the school district were to release private, confidential information that's protected under such laws as FERPA and HIPPA, if the district were to release that, would I have grounds to sue the district and seek damages?

Atty. Filer – Again, I would advise the district that if they were to violate FERPA, they could risk losing their Federal funding. Again, I would have to advise to you to speak to your own attorney with regards to what personal actions you would have against the district.

Mr. Hauser – Will the money we're spending on this be designed to protect the district from huge settlements that hypothetically I could file as an employee and parent of the district should information be released?

Atty. Filer – Yes.

Mr. Hauser – Thank you, sir.

Barbara Bowes – Did he say if the state mandated it?

Atty. Filer – Yes, the Office of Open Records is only concerned with the Right-to-Know Law. That's it. We're worried about Right-to-Know. We're worried about FERPA. We're worried about everything. And, we asked, we've been asking them to hold the hearing because it would be a lot easier for us to bring them information to them and have them review it but they don't do that.

Barbara Bowes – Well, even Simon Campbell asked for (inaudible).

Atty. Filer – That, this was literally the first time that both parties asked for it and they still didn't do it.

Mrs. Maholick – I have a question. Oh?

Mr. Stern – Can I get her comment?

Christina Haupt – Would I be able to have you read that statement again that you read, that timely statement? Some people were out of the room. I think it's pretty timely at this point to reread that.

Mrs. Spinelli – Sure. On January 24, 2019, Pennsylvania Commonwealth Court unanimously reminded agencies subject to Pennsylvania Right-to-Know Law that they cannot violate individual Pennsylvanians constitutional right to privacy in responding to a Right-to-Know request. Agencies may not disclose anyone's personal information unless they perform a balancing test to weigh. Which is, privacy interests and the extent to which they may be involved against the public benefit which would result from disclosure and then make a determination that the public benefit outweighs the presumption of privacy. How does this intrusion into an individual's privacy rights give insight into government operations and decision-making as envisioned by the Right-to-Know Law? So, in other words, why do you want to know and is it more important than this person's privacy?

Christina Haupt – Exactly. So that makes it pretty clear for me. I mean I'm just a (inaudible) regular everyday stakeholder. Hearing that makes it pretty clear to me that this personal information that is being redacted that they are now saying should be given does not weigh heavily on government situations. Then it should not be asked for and it should not be given. And as both an employee and as a parent with a child in this district, I support what Mr. Hauser said. And if any information that came out for me, about me, about my child, you can bet I would bring a lawsuit against the school district.

Mr. Bradley – So where as the threat is real, the reality is, as you said, there's a balancing test.

Christina Haupt – Was that done?

Mr. Bradley – That's what, I'm gonna ask that next. And, thank you for asking it. Currently, this board was not provided the information to provide that balancing test. Only the Solicitor, who gets compensated for not allowing that balancing test, made a recommendation and this board has been rubber stamping for thousands of dollars those Superintendent's, I'm sorry, those Solicitor's offers, hold on, those Solicitor's offer have been being rubber stamped in a blind trust. That's what

we're trying to stop here. The blind trust of consuming thousands of dollars by a Solicitor using the Right-to-Know Law and fear to get paid. And, inside of our packets, we provided two performance audits. One for Fairfield and one for Susquehanna. Where it outlines this exact scenario that a Solicitor is using the Right-to-Know Law to extremely, excessively fight to prevent that fear. And, the auditor, the Auditor General, Eugene DePasquale, has warned districts to stop it. And, I'm trying to help us stop it, thank you.

Mr. Stern – Thank you for your help.

Mr. Yenser – Four times losing in court has shown that he has tried to stop it. Losing in court four times has not shown that. You've been wrong four times. You're wrong again. We have someone who reviews the Right-to-Know requests and when she has questions, she takes it to our Solicitor. Funds are spent appropriately.

Mr. Stern – Thank you, Andy.

Mr. Bradley – Actually not. They're abdicated directly to the Solicitor and the reason that it was...

Mr. Yenser – You're wrong again.

Mr. Bradley – ...I withdrew those cases sir because I saw this. When I learned that to start a fight with someone over the Right-to-Know was used to pad the Solicitors coffers with taxpayers funds, I withdrew those cases. So, don't think of it as winning, they were withdrawn, sir.

Mr. Yenser – No, no, no, no. No. No. No.

Mr. Bradley – All of them were withdrawn.

Mr. Yenser – No. No. No. And you're wrong. And again....

Mr. Bradley – No, they were withdrawn.

Mr. Yenser – Stop. Stop bringing lawsuits against our district...

Mr. Bradley – Stop breaking the law.

Mr. Yenser – Four times we've shown that you did not.

Mrs. Spinelli – Can we call the question after Gail makes her comment, please? That's enough.

Mr. Yenser – Four times.

Mr. Bradley – Immunity.

Mr. Yenser – Four times.

Mr. Bradley – Immunity and withdrawals are not wins, sir. But it's okay. Cheaters never prosper. Cheater, cheater, cheater, cheater.

Mr. Yenser – There's not any sense.

Mr. Bradley – He’s cheating the system. Yes and they’re benefitting the Solicitor. Why? We have no idea. They are cheating this law with their interpretations.

Mr. Stern – Mr. Bradley, could you please stop...

Mrs. Spinelli – Call the question. Mr. Bradley, that’s enough. Gail, would you please ask your question. And, Mr. Bradley, shut up.

Mrs. Maholick – Okay, my question is, why would there be student information in this stuff about Bradley? Why would there the teachers?

Mr. Stern – Because he filed a Right-to-Know that he wanted every email sent between four people over a period of time, that’s why.

Mrs. Maholick – But, Mr. Simon’s asking for emails about Bradley.

Mr. Yenser – No.

Mrs. Maholick – No?

Mr. Yenser – They’re asking for 147 emails with private information of our students and staff and we’re trying not to give it to them so that we don’t get into a lawsuit, Gail. They’re asking for information they shouldn’t have. Plain and simple. I don’t know how else to put it to you. They’re asking for information they shouldn’t have.

Mr. Stern – Mr. Filer?

Atty. Filer – If Gail wants me to take her outside. Do you want me to explain what’s going on outside with regards to those emails in question?

Mrs. Maholick – Well, I thought they were asking for emails that were directly related with Bradley.

Mr. Yenser – Have Eric explain it to you.

Atty. Filer – I want to explain to you the issue, but I don’t want do it because without getting into what’s actually being withheld. So, if you want, I can go explain it to you right now in private.

Mrs. Maholick – Okay.

Mr. Bradley – Why don’t we have an executive session so we can actually learn all of it because it apparently you’re telling me...

Mr. Yenser – No. We will not get anywhere doing that.

Mr. Stern – Go ahead, please, Mr. Filer.

Mr. Yenser – Because you’ll override everything and you won’t agree with anyone and it would be meaningless.

Mr. Bradley – Okay. I’ll follow.

Atty. Filer, Mrs. Maholick and Mr. Bradley left the board room.

Mr. Stern called a recess which lasted approximately 5 minutes.

Mr. Cleaver – Thank you. At this time we will resume our meeting. Thank you.

VOTE: YES - 6 NO - 2 (D.B., G.M.) ABSENT - 1 ABSTENTIONS - _____

Motion carried.

Bond Redemption Account MOTION by Mr. Bradley, SECONDED by Mrs. Spinelli to establish a bond redemption account, all sales of general fund fixed assets to be deposited in said interest bearing account. When bonds are callable, the funds available will be used to buy back bonds, reducing outstanding debt.

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____

Motion carried.

Personnel

Athletic/Ex. Curr. Hires MOTION by Mr. Holland, SECONDED by Mr. Wentz to approve the **Athletic/Extra-Curricular** hires for the **2018-2019** and **2019-2020** school year (per attachment).

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____

Motion carried.

Course Approvals MOTION by Mr. Wentz, SECONDED by Mr. Holland to approve the following requests for pre-approval of courses/Programs of Study for continuing education:

1. **Amber Williams** – April 1, 2019-June 15, 2019/Principals of Microeconomics
2. **Amber Williams** – April 1, 2019-June 15, 2019/Creating a Positive Classroom Climate
3. **Rachel Klotz** – March 4-April 1, 2019/ An Educator’s Guide to Managing and Solving Discipline Problems
4. **Kali Andrew** – March 4-April 1, 2019/Introductory Spanish for Educators
5. **Kevin Bond** – March 4-April 1, 2019/Utilizing Scoring Rubrics to Improve and Assess Students Performance
6. **Sydney Schafer** – March-May 2019/Reading Specialist Internship with LASD
7. **Melissa Geiser** – February 18-April 20, 2019/Teacher Leadership

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____

Motion carried.

Hires MOTION by Mrs. Maholick, SECONDED by Mr. Yenser to approve the recommendation to hire the following employees in accordance with the respective contracts, funding through the general fund:

1. **Mary Ebanks** - Part-Time Cleaner - **\$8.92/hour** - effective date TBD
2. **David Kasperski** - Part-Time Cleaner - **\$8.92/hour** - effective date TBD
3. **Connie Ahner** - Food Service Liaison - **\$3,668.50/year** - effective February 26, 2019

VOTE: YES - 8 NO - ABSENT - 1 ABSTENTIONS -
Motion carried.

Resignations MOTION by Mr. Holland, SECONDED by Mrs. Maholick to accept the resignation of the following employees:

1. **Ellen Paez** - Part-Time Cleaner - effective date of November 30, 2018
2. **Brian Feick** - Business Manager - effective date of March 29, 2019

Mr. Cleaver - I'd like to thank Brian for his service to the district as Business Manager. I had an interesting time going through the process with him especially with all the building projects. So, we spent a lot of long, long evenings together discussing projects and I'm glad he was on our team. He had a lot of great information, especially coming from the borough piece from his stint where he as at, as well. But, again, we'll wish him the best of luck and hope for the best. And, I know he's only a phone call away and I do appreciate his service to the district.

Mr. Stern - I just want to make a comment. Unfortunately, I don't know our first resignation but from the business office perspective, Brian, there was one thing that we could always count on when the decisions were being made about what we would do, what we wouldn't do, why we would do it or why we wouldn't do it. And, the first thought out of Mr. Feick was, well, how does this affect the students and what, how would it adversely affect them or how would it positively affect them. We came a long way. The programs, the roads that he made into things that we really didn't even know about, to be able to benefit our students has been such a positive impact on the district that it's just gonna be a very difficult transition, but, as always we're glad you have an opportunity to get a little bit closer to home and hope things work out for you. And, we appreciate all you've done for our district, Brian. It's been a good bunch of years so thank you very much.

Mr. Feick - Thank you and I'm still here another month.

Mrs. Spinelli - You just want us to clap for you again, is that it?

Mr. Bradley - Will we be asking these resignees for a exit interview?

Mr. Cleaver - Mr. Feick already has the information in hand for the exit interview.

Mr. Bradley - Thank you, Mr. Feick.

VOTE: YES - 7 NO - 1 (A.Y.) ABSENT - 1 ABSTENTIONS -
Motion carried.

FMLA MOTION by Mrs. Spinelli, SECONDED by Mr. Yenser to acknowledge FMLA leaves for the following employees, not to exceed 12 weeks:

1. **Employee #1368** – effective January 17, 2019
2. **Employee #1524** – effective March 14, 2019

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____

Motion carried.

Miscellaneous

School Journeys MOTION by Mrs. Spinelli, SECONDED by Mr. Wentz to approve the following School Enrichment Journey requests:

1. **Scholastic Scrimmage (S. Leitzel, V. Smurthwaite)** – April 5, 2019 – 7:30 a.m.-1:30 p.m. – to travel to CLIU #21 in Schnecksville for Academic Competition (Extra-Curricular Budget)
2. **Scholastic Scrimmage (S. Leitzel, V. Smurthwaite)** – April 17, 2019 – 7:30 a.m.-1:30 p.m. – to travel to Weatherly School District for Academic Meet (Extra-Curricular Budget)
3. **Kindergarten (A. Lichtenwalner)** – May 1, 2019 – 8:30 a.m.-4:00 p.m. – to travel to the Please Touch Museum, Philadelphia, PA (PTO Budget)
4. **Environthon 11th & 12th Grade (B. Daubert)** – May 9, 2019 – 7:50 a.m.-2:20 p.m. – to travel to Carbon County Environmental Education Center (School Van)
5. **1st Grade (M. Petit-Clair)** – May 16, 2019 – 8:45 a.m.-5:00 p.m. – to travel to the Philadelphia Zoo (PTO Budget)
6. **6th Sense (D. Troutman, J. Tracy)** – May 16 & 17, 2019 – 7:25 a.m.-3:30 p.m. – to travel to Panther Valley High School (School Van)
7. **2nd Grade (L. Barth)** – May 23, 2019 – 8:40 a.m.-2:45 p.m. – to travel to Scranton/Wilkes-Barre Rail Riders (PTO Budget)
8. **LEAP Alt. Ed. (T. McCarroll, B. Tkach)** – March 8, 2019 – 8:30 a.m.-1:30 p.m. – to travel to Mahammad Ali's Training Camp (School Van)
9. **5th Grade (R. Rabenold)** – March 30, 2019 (Rain date: 3/31/19) – 9:00 a.m.-12:00 p.m. – to travel to Mt. Pisgah/Switchback Trail (No cost)
10. **5th Grade (R. Rabenold)** – April 23 & 24, 2019 (Rain date: 4/25/19) – 6:00 p.m.-7:30 p.m. – to travel to Fort Allen Site and G.H. Massacre Site (No cost)
11. **LAHS Juniors Interested in Engineering (D. Bowman)** – April 12, 2019 – 7:30 a.m.-4:30 p.m. – to travel to Wilkes University for Engineering Olympics (School Van)
12. **Grade 6 (M. Volcskai)** – April 9, 2019 – 7:30 a.m.-2:30 p.m. – to travel to iFly King of Prussia (NEF Budget)

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____

Motion carried.

Early Graduation MOTION by Mr. Bradley, SECONDED by Ms. Beers to approve early graduation for 2019 for the following students: #53220, #53153, #57637, #54620, #56268, #53172, #52686

Mr. Bradley – I have a question. How many credits did they have when they graduated? They had to have their 28, correct?

Mr. Cleaver – That is correct.

Mr. Bradley – And these are all seniors?

Mr. Cleaver – That is correct.

Mr. Bradley – Our policy lacks the ability for sophomores and juniors and other people to...

Mr. Stern – The policy wouldn't allow them to graduate because there is no way to accumulate the credits required by sophomore, junior year.

Mr. Bradley – Correct. In our district, we restrict that, thank you.

Audience members speaking.

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____
Motion carried.

Additional Bus Drivers MOTION by Mr. Yenser, SECONDED by Mr. Holland to approve George's Transportation Company, Inc. list of additional school bus drivers for the school year 2018 – 2019.

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____
Motion carried.

Programs

Use of Sch. Property MOTION by Mr. Wentz, SECONDED by Mrs. Spinelli to approve Use of School Property for:

1. **SAT Prep (Michelle Rohrbach)** – February 27, March 4, March 6, 2019 – 6:30 p.m.-8:30 p.m. - LAHS Classroom - SAT Prep Classes
2. **LAHS Softball Parents Club (Sherry Kunkle)** – March 5, 2019 – 7:30 p.m.-8:30 p.m. - LAMS Cafeteria - Parent Meeting
3. **Bach Choir of Bethlehem (Laura Welkey)** – February 28, 2019 – 1:15 p.m.-2:30 p.m. - LAMS Auditorium & Classroom - School Assembly
4. **Lehighton Boys' Basketball (Suzanne Howland)** – February 28, 2019 – 5:00 p.m.-:00 p.m. - LAHS Cafeteria - Boys' Basketball Banquet
5. **Lehighton Area Soccer Club (Angela Peterman)** – March 1-June 29, 2019 – 4:00 p.m.-9:00 p.m. (M-F), 7:00 a.m.-4:00 p.m. (Sat.) – Old Stadium & Lower Practice Field – Soccer Practice and Games

6. **LAHS FCCLA (Julie McHugh)** – March 17, 2019 – 12:00 p.m.-5:00 p.m. – LAHS Cafeteria – Bingo Fundraiser
7. **LAMS PTO (Lisa Fenoff)** – March 25, 2019 – 10:00 a.m.-6:00 p.m. – LAMS Old Cafeteria – Little Caesars Fundraiser Pick Up
8. **Lehighton Chapter PIAA Softball Officials (Dan Rossino)** – March 4, 12, 18, 25, 2019 – 5:45 p.m.-7:15 p.m. – LAHS Classroom – Professional Development
9. **Lehighton Chapter PIAA Softball Officials (Dan Rossino)** – April 8, 15, May 6, 2019 – 6:45 p.m.-8:15 p.m. – LAHS Classroom – Professional Development
10. **LAMS PTO (Nicole Baker)** – February 27, 28, March 1, 2019 – 3:00 p.m.-5:00 p.m. – LAEC Classroom – Paint Chairs for Charity Auction
11. **LAHS Show Choir (Jessica Schafer)** – February 27, March 7, 9, 13, 16, 21, 23, 25, 27, 28, April 15, 17, 24, 25, 27, 29, May 1, 4, 6, 8, 11, 13, 15, 18, 20, 21, 22, 23, 2019 – Various Times – LAHS Classroom – Show Choir Rehearsal
12. **LAHS Drama Club (Jessica Schafer)** – February 27 & March 2, 2019 – 6:00 p.m. & 8:00 a.m.-1:00 p.m. – LAHS Auditorium – Set Building
13. **LAHS Guidance (Kelli Costenbader)** – February 26, 2019 – 6:30 p.m.-7:30 p.m. – LAHS Auditorium – LCCC College Scholars
14. **LAHS Guidance (Kelli Costenbader)** – February 26, 27, 28, 2019 – 1:30 p.m.-2:30 p.m. – LAHS Auditorium – Course Selection Meetings
15. **LAEC Band (Beth Hudlow)** – April 30, May 7, 23, 29, 2019 – 3:00 p.m.-4:15 p.m. and 6:00 p.m.-8:00 p.m. – LAEC Cafeteria & Classrooms – Rehearsal and Concert
16. **Total Control Training/PA Motorcycle Safety Program (Cynthia Markle)** – June 15, 16, 22, 23, 26, 27, July 10, 12, 13, 14, 17, 19, 20, 21, 24, 26, 27, 28, August 3, 4, 7, 9, 10, 11, 18, 2019 – 7:00 a.m.-7:00 p.m. and 12:30 p.m.-6:30 p.m. – LAHS Faculty Parking Lot – Motorcycle Safety Training and Education
17. **LAHS Art Show (Rachel Klotz)** – May 23, 2019 – 6:00 p.m.-8:00 p.m. – LAHS Foyer – High School Art Show
18. **Academic Awards Program (Suzanne Howland)** – May 1, 2019 – 8:00 a.m.-11:00 a.m. – LAHS Auditorium – Awards Program
19. **L.E.A.F. (Timothy Tkach)** – April 21, 22, 23, 24, 25, 27, 28, 2019 – 4:00 p.m.-10:00 p.m. and 12:00 p.m.-10:00 p.m. – Old Stadium & Practice Field – L.E.A.F. Community Carnival
20. **LAEC PTO (Karen Shaffer)** – June 4, 2019 – 6:00 p.m.-8:00 p.m. – LAEC Gymnasium & Cafeteria – 5th Grade Moving Up
21. **Rhythm & Sole Dance Center (Patricia Breittfeller)** – June 22 & 23, 2019 – 8:00 a.m.-3:00 p.m. and 11:00 a.m.-4:00 p.m. – LAHS Auditorium & Classroom – Dress Rehearsal and Dance Recital
22. **Tumble With Denise (Denise Maradeo)** – June 29 & 30, 2019 – 10:00 a.m.-6:00 p.m. and 11:30 a.m.-8:00 p.m. – LAEC Gymnasium & Locker Room – Gymnastics Recital
23. **Lehighton Touchdown Club (Tanya Haydt)** – March 21, April 17, May 16, 2019 – 7:00 p.m.-9:00 p.m. – LAHS Classroom – Parent Meetings
24. **Lehighton Football (Tom McCarroll)** – May 21, 21, 23, 24, 28, 29, 30, 2019 – 3:15 p.m.-5:00 pm. – Multi-Purpose Stadium – Spring Football Practice
25. **Lehighton Football (Tom McCarroll)** – June 13, 2019 – 6:00 p.m.-8:00 p.m. – Multi-Purpose Stadium – Passing Scrimmage
26. **Lehighton Football (Tom McCarroll)** – June 22, 2019 – 8:00 a.m.-1:00 p.m. – Multi-Purpose Stadium & Outside Fields – Passing Day
27. **Lehighton Football (Tom McCarroll)** – July 19, 2019 – 9:00 a.m.-12:00 p.m. – Multi-Purpose Stadium – Scrimmage.

Mr. Bradley – I have one question. Each of these mean some charitable, some athletic, and some public, private corporations have to all buy insurance to cover them when they're on school grounds. Did we review at all the cost for the district to have this coverage without have each individual group including the football club, touchdown club to buy their own insurance to use our facilities?

Mr. Stern – Brian?

Mr. Feick – I'm not sure what you're asking.

Mr. Bradley – A rider. Can we buy a rider that allows people to use these public grounds without having to buy their own insurance?

Mr. Feick – We have insurance covering them but they also need insurance because we have to sue both them and us no matter what. Their people that are using it are part of their group and not part of our group. We'd have to do an individual rider for every single rental, if you want to call it that. Because the insurance company is not gonna give you a blank unless they know what they are insuring.

Mr. Bradley – But basically if kids show up to play on the track or people walk all the time on the track. They're not required to have insurance riders.

Mr. Feick – Correct.

Mr. Bradley – But as soon as you turn it into a group.

Mr. Feick – As soon as we're renting it or allowing a group that has a different story.

Mr. Bradley – Exactly right. But if you're not allowing the group but they're just being a group and using it and scheduling it, what's the difference? The Touchdown Club wants to go on the track on Tuesdays.

Mr. Feick – We're allowing the sponsor; we're approving the sponsorship by allowing them to use it. We're saying this group only is gonna be on that track.

Mr. Bradley – Correct. You're excluding other people.

Mr. Feick – Correct.

Mr. Bradley – And therefore that's the issue.

Mr. Feick – Correct.

Mr. Bradley – So, realistically, if they wanted to, I mean an Art Show, you're talking about Academic Awards Program, the reality is we could find a way to allow our community to use our buildings without them incurring a cost.

Mr. Feick – It would be opened up big time if they didn't have their own insurance also. Because basically our insurance is going to quadruple because they have no idea what our exposures gonna be. If they know we're allowing groups on that have insurance, our exposures not gonna be as great 'cause it's gonna be a shared risk.

Mr. Bradley – But an individual walking in has none of these things and they have the exact same risk.

Mr. Feick – And, that’s already in the policy. Where we’re bringing in a group to play a scrimmage football game, as someone might have a head concussion or I’m not even sure...

Mr. Bradley – But it’s just co-insurance. You’re already insured and then they’re reinsuring us.

Mr. Feick – It’s basically co-insurance ‘cause you know if they break their foot, they’re gonna both.

Mr. Stern – And a lot of these are just use of a single classroom during the evening. It’s just that we need to manage what goes on within the buildings.

Mr. Bradley – Well this isn’t about management of what goes on in the buildings. This about the insurance by those people.

Mr. Stern – But I’m saying, a lot of these aren’t outside groups that aren’t charged and don’t have to pay insurance because they’re in our building doing a, like the PTO doesn’t have to have insurance when they do a meeting in our building.

Mr. Feick – Right.

Mr. Stern – The Football Parents Club doesn’t have to have insurance when they have a meeting in a classroom. But now Tumble with Denise who has a gym exhibition in our facility has to have their own insurance. That’s the difference, okay?

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____
Motion carried.

2nd Reading Policies MOTION by Mr. Wentz, SECONDED by Mrs. Spinelli to approve the 2nd Reading and Adoption of the following Lehigh Area School District Policies:

1. #108 – Adoption of Textbooks
2. #217 – Graduation Requirements

Mr. Bradley – I’d like to allow students that meet the state requirement to graduate early and take advantage of the LCCC capabilities and have up to thousands of dollars saved on their college because they have access. You have one, two, three, four, five, six, seven out of 2,000 students say seven out of 100 whatever, 200 some graduating class. If we put the standard for the state as our standard, much like a driver’s license standard, it’ll allow it to be universally used. And, if we also adopted these two policies, two policy statements that say, Junior year is an option if you have either a military educational career or a tech school and same with Senior year, is an option, if you meet these standards. Now those two caveats are listed in almost at least half but more than three-quarters of the policies within the state including through PSBA. I’m wondering why this district chose to line item veto those two opportunities for these accelerated students.

Mr. Cleaver – Just for clarification, Mr. Bradley, the program that you’re referring to with LCCC in order to be eligible you need to be enrolled in high school. So if you graduate, you cannot take advantage of the dual enrollment program that would be one or the College Scholars Program. So,

in your statement is that for them to take advantage of it. They wouldn't be eligible to take advantage of it if they were graduated. They get the reduced cost because it goes towards graduation as well. And I believe they said it's about one-third of the cost.

Mr. Bradley – Right. But they also can, if they meet early enrollment into college and they have a economic need, they can get that scholarship instantly if they meet the state standards. They can't go to college until they have a graduation diploma. Now this board has selectively allowed students that don't meet the 28 credit requirement but do meet the state requirement to graduate early because they have a reason. I'm trying to promote and motivate students to move on with their career so they're not stuck inside of a seat, bored, when they have ambitions beyond high school.

Audience Member – Didn't you take your kid out of the school district?

Mr. Cleaver – I don't know. Again, we don't discuss student information. But, Mr. Hauser and Ms. Howland as high school administration if you want to address.

Mrs. Howland – Well, you pointed out some of the things I actually wanted to address.

Mr. Cleaver – Sorry.

Mrs. Howland – That's fine, it was appropriate. If we leave at the age of fifteen, really I guess I'm looking at Mr. Bradley, where's your research on cognitively, socially, emotionally we're expecting for a fifteen year old to graduate from high school and enter college. Are they prepared? Are they cognitively prepared? Are they about to handle that transportation cost? Are you gonna transport your child or is another parent going to transport their child at age fifteen to get there? They don't have a driver's license. Are you gonna Uber® from Lehighton to LCCC? What is your plan for that?

Mr. Bradley – Excellent. So, I appreciate that. Very well thought out. Great argument. Here's the retort. Currently, this school district is an entitlement program to the parents of any child to allow them to have this free and public education. It is designed by the individual parent and student in conjunction with this district. So, if they have the opportunity and they have those resources and they have that motivation, I don't want this district restricting them. I just want to open the door to allow them that opportunity and not slow them down from that opportunity because we we're short-sighted in our policies to not allow it at all. I mean, if we do have a accelerated student at the age of fifteen that is mature, that would like to do that, we should give him that right.

Mrs. Howland – (Inaudible) enrolled in our College Scholars Program and doing exceptionally well getting a Lehighton degree as well as an Associate's Degree.

Mr. Bradley – And the difference becomes is it the parent's choice or is the district mandating it. And, right now, you are forcing parents to consume all 28 credits here at the high school even if they have the ambition to go onto the state schools.

Mr. Stern – No, that's not true.

Mr. Bradley – You are. They cannot graduate without meeting the 28 unless it's (inaudible).

Mr. Stern – You said that they have to get all the 28 credits at Lehighton Area High School. They do not.

Mrs. Howland – They do not.

Mr. Bradley – Unless they get a special exception.

Mr. Stern – No.

Mr. Bradley – Then how are you giving them...

Mr. Stern – Dual enrollment.

Mrs. Howland – Dual enrollment.

Mr. Bradley – That's different. They're still enrolled in school. They're not leaving school. They can only do dual enrollment if they're still enrolled here. They can't go to the University of Pittsburgh. They can't go to University of Penn. They can't go to Drexel. They can't go to any advanced school. They can't go to...

Mr. Stern – Drexel University and Penn are not gonna be \$31 a credit, that's the other part.

Mr. Bradley – But they have that choice, sir. And, you should give them that choice. To restrict them from that choice would be...

Mr. Stern – Have we ever had a case where this has been an issue?

Mr. Bradley – You can't have this case because you have a law that says you're not allowed.

Mr. Stern – When has it been an issue?

Mr. Bradley – Because this school has a law that says you're not allowed.

Mr. Stern – I didn't ask you.

Mr. Bradley – I'm telling you.

Mr. Stern – No, you're not telling me.

Mr. Bradley – I am. I'm telling you, you can't because this school has a law.

Mr. Stern – You're gonna tell me, sir, that the board has never made a special exception? If you had Doogie Howser here and he wants to go to med school and he get 1400 in his SAT's that we would not graduate him early?

Mrs. Howland – He would have been identified as Gifted and would have a Gifted IEP and we could (inaudible).

Mr. Stern – Absolutely.

Mrs. Howland speaking.

Mr. Cleaver – Mr. Hauser, go ahead.

Mr. Hauser – I spent the better part of 25-28 hours the last couple of days researching just about every school district within a 50-mile radius of Lehigh. And looking at what their graduation credit requirements were. I also tried to research the context into why certain credit requirements were there. I've found one school district within the 50-mile radius that has it at the state minimum, that school district is Emmaus. I have found no other school district that is there. I've found two other school districts that are at 28 credits, Palmerton and Hazleton. And, I found that the vast majority of these other school district in the area are somewhere between 25 and 27. So, we're right there where we need to be. Now some of that content has to do with how their schedules are set up. Some school districts only have six classes in a day. That could be due to personnel. That could be due to curriculum. That could be due to the funding of the school. That could be to a myriad of issues. So, if you only offer six courses in a school day, six credits a year times four years of high school, your maximum is 24 credits. You want to put in a little bit of buffer in case kids are not so good in the classroom, they fail, this is why school districts will sometimes let kids graduate between 21 and 23. If your school district that has seven, you can max at 28. Therefore, you put your graduation requirements somewhere at 25. We offer eight credits in a given school year. This allows for the most opportunity for advancement, differentiation of courses, and students can pursue their interests. So, when you have 32 credits as your max, we buffered in possible one failure per year and so the credit requirements was waived at 28 credits. So, to address the issues then, students graduating early, as we can see, there is an opportunity for early graduation. The waivers for credits, when we ask, when we put a student toward graduation without the 28, are severely extenuating circumstances. I can think of one instance in the last two years and I'm not going to explain that because it would identify a student which would violate the student's rights. But, let's just say there was no possible way for the student to get to 28 credits. So, the district has to, I have to (inaudible) make our case to the Superintendent. We pitch it to him and then we follow that process. So, that's not done, again, just haphazardly, okay. The other thing I'll address too is kids starting college early then saving costs. If our goal at the high school level is for college-bound students to prepare them, how can we send a sixteen year old who has minimally gone through progression of course to college and expect them to necessarily succeed? They need the proper background knowledge and foundation in order to do that. So, we're gonna send them into college where they're going to enroll, pay for their education and not necessarily have the skills that college is looking for. For example, they then have to take a course in remedial mathematics that would be called a zero-double course and not count for college credits. Where it's a three credit course for it, but it doesn't go on their transcript and they still have to pay full price for it. Those things exist. So, that's a concern as well. We definitely, I think, have a competitive school district when it comes to what we offer. As far as graduating early, we do have plans with the new schedule that if there is an ambitious student who does want to graduate early, he or she may do that due to taking extra credits in the school year. We assign eight in their schedule. They can take up to ten if they decide to pursue dual enrollment, summer courses, what have you. And then the student could, in theory, graduate early. So, again, this is not haphazardly done. There's thought into it and our students are, I think, incredibly well-prepared.

Mrs. Howland – Recently I had the opportunity to go work with Lehigh Ford. As well, as the opportunity of myself and other teachers going there where students have a job interview. They were looking for a (inaudible) tech. Potentially, giving the opportunity to being able to provide that student with an internship experience and co-op. So that's worked out well. This child has enough credits and the availability to be working in the afternoon. We will continue these opportunities to our students.

Mr. Hauser – And I will say before I’m on YouTube® sometime this week, that the 50-mile radius, I did not give, just at the beginning in want to clarify. I did not get every single school district. Partly because some of the things just weren’t available online. I perused a lot of district websites and some things I found very easily, other things I had to dig and some things I couldn’t find. So, you know, it’s not a complete within that circle but it’s the best I could do. And, again, I put about 25 hours of work in to that over my weekend for the sake of making that argument to (inaudible) the stakeholders and the fellow parents.

Mr. Bradley – Excuse me, Mr. Hauser, did you check their policy 217 to see if the Junior and Senior years were optional?

Mr. Hauser – Yeah. I actually called two school districts that had that. I did find some district’s that had it. I asked how many students does that apply to in a year. What I was told, one school said they need a Gifted IEP to make that happen. And, then the other school district said, it’s only a handful and it rarely happens.

Mr. Bradley – But that option was given to the parents and it’s not given to our parents?

Mr. Hauser – Don’t spin my stuff and try to make what I say sound like what you say because we’re on completely different things here. Smirk all you want, that’s fine. Go back to you phone while I’m talking, that’s fine too. But, we do have options for kids to progress a little bit more quickly if they need to. If they have the desire to do so, the ability to do so, the work ethic to do so, that does exist while still maintaining 28 credits. Again, I said at the last board meeting, you don’t maximize your results by minimizing your effort. And, in today’s world, you find competitive jobs everywhere. They may be vocational or college-bound or somewhere in between. Average is no longer the standard. We need to be above that.

Mr. Cleaver – Thank you. And, I’d like to appreciate, I appreciate to the effort and the time that the high school administration staff, I know there’s committees involved, lot of meetings with putting together the graduation. Especially the next with the Program of Studies, as well, and everything encompassing the new schedule. A lot of time. A lot of effort. A lot of hours and I appreciate the hard work and dedication of the entire high school administration, staff, and everyone involved. So thank you very much.

VOTE: YES - 7 NO - 1(D.B.) ABSENT - 1 ABSTENTIONS - _____
Motion carried.

LAHS MOTION by Mr. Yenser, SECONDED by Mrs. Spinelli to approve the Lehighton
Program of Area High School 2019-2020 Program of Studies.
Studies

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____
Motion carried.

Old Business for Discussion

1. Sale of Franklin and Shull-David

Mr. Cleaver – Just to update the board. I know there wasn't a Building and Grounds meeting. Myself and Mr. Feick probably since the last meeting have shown Franklin and Shull-David, three times I believe Mr. Feick? Three times in addition I have another showing this week scheduled, weather permitting. So we continue to show both the properties to interested people.

Mr. Bradley – Do we have any winterization problems at all exhibiting within these closed schools?

Mr. Cleaver – Actually we do not at this point. I was anxiously, and actually when we were there this past weekend, we met with the maintenance individual doing the building check at Franklin and even, knock on, probably say it and now it's gonna happen. Knock on wood, made the comment that the roofs are all, seemed to be taken care of and not leaking at this time. But, yeah, given another freeze and thaw and we'll probably have another discussion. But, at this point, everything seems to be fine.

Audience member – Are they under warranty?

Mr. Stern – No.

Mr. Cleaver – Well, the one was extended to the life of the, Franklin is under warranty for now. So when there is a leak, we contact Tremco. It's hit and miss if they could address it. But at this point, like a said knock on wood, we're doing pretty well.

Mrs. Maholick – I have a question. Could I have a list of the websites where this is being advertised?

Mr. Feick – I can get you that.

Mrs. Maholick – Thank you.

New Business for Discussion

Mr. Bradley – Hold on. We're in New Business you said, right?

Mr. Stern – Yes. I have two on the addendum and then.

Comp. Plan MOTION by Mr. Wentz, SECONDED by Mrs. Spinelli to approve the Lehigh Area School District Comprehensive Plan for 7/1/2019 to 6/30/2022.

Mr. Bradley – I have one comment. I want to thank, I forgot I don't know your name, but I want to thank you for putting out where...

Mr. Stern – Mrs. Ebbert.

Mr. Bradley – Mrs. Ebbert? Okay. I want to thank you. I was able to use your information so that I could also find it on my phone to prove that this district was transparent in sharing that Comprehensive Plan. When you searched it on the district website to try to find it, it didn't show up with the new one, it only ever showed up with the old one when we tried doing that research search we couldn't find it. But, I appreciate it. I apologize that I could not find it and I would like to suggest that we wait one more month and allow other people the opportunity to review it 'cause I don't think we had any stakeholders responses to the board directly. Nothing was done in correspondence. Nothing was said in any of these meetings. I'm not sure if these people even had the opportunity to read it or see it either.

Mr. Cleaver – Again, this is a very formed process, very tight timeline and this is due at the end of the month and we had to make sure we had our, met our requirement for review, as far as the state's required.

Mr. Bradley – Did we get any stakeholder input at all?

Mr. Cleaver – I am...well, the people on the committee, yes, but I don't...

Mr. Bradley – Besides the people on the committee. We had that conversation that the committee was loose, to say the least.

Mr. Stern – Why do you have to do that?

Mr. Yenser – No, no, no.

Mr. Stern – The committee was not loose.

Mr. Yenser – Not at all.

Mr. Stern – The committee was not loose. It was a structured environment of how it was done, Mr. Bradley.

Mr. Yenser – Very poor choice of words.

Mr. Stern – You accuse people of not doing things properly. Why?

Mr. Bradley – Relax, sir.

Mr. Stern – No. I'm not gonna relax.

Mr. Yenser – That was a very poor choice of words.

Mr. Stern – Everything that we say in this office, in this meeting, you are always damning the district. They do nothing good. Well, you know what, they do a lot of good. You're the one that damns us.

Mr. Yenser – Hundreds of hours. Our staff, community has put in hundreds of hours.

Mr. Stern – Yes, Tim.

Mr. Tkach – I am tired, Mr. Bradley, of you thinking you're God. Everything you say is the only thing that is correct no matter how long and how many times you're proven wrong. You're a narcissist. You don't care about anything. And all you want to do is tear this district down. That's it. You have no good intention whatsoever. You don't have to worry about an exit interview. Look at yourself in the mirror. That's why people don't want to come here.

Mr. Bradley – Thank you, Mr. Tkach. I appreciate that. I actually just fight for students' rights and the rights of the stakeholders and parents to have access to their government entitlement program.

VOTE: YES - 7 NO - 1 (D.B.) ABSENT - 1 ABSTENTIONS - _____
Motion carried.

Bus. Adm. MOTION by Mr. Yenser, SECONDED by Mr. Holland that **Patricia J. Denicola** shall
P. Denicola be hired as District Business Administrator and appointed as Secretary for the
Hired Board of School Directors pursuant to terms of contract prepared by District Solicitor at a pro-rated salary of **\$114,500.00** for the 2018-2019 school year.

Mr. Bradley – I again recommend that this be postponed until next month so that the stakeholders can have an opportunity to review, and the board, can have an opportunity to review all of the applicants. Not just those, presented by our Superintendent to be rubber stamped by our board, accurate use of words. Blind trust.

Mr. Stern – Any comments from the floor?

Mr. Tkach – I'm tired of this blind trust. He had everything...

Mr. Bradley – So am I.

Mr. Tkach – ...willing to do. It's his word or no word. So be it, just let him spew.

Roll Call Vote:

	Yes	No	Absent	Abstention
Ms. Joy Beers, Member	X	☐	☐	☐
Mr. Richard R. Beltz, Member	☐	☐	X	☐
Mr. David F. Bradley, Sr., Member	☐	X	☐	☐
Mr. Stephen Holland, Member	X	☐	☐	☐
Mrs. Gail Maholick, Member	X	☐	☐	☐
Mrs. Rita Spinelli, Member	X	☐	☐	☐
Mr. Wayne Wentz, Vice President	X	☐	☐	☐
Mr. Andrew Yenser, Treasurer	X	☐	☐	☐
Mr. Larry Stern, President	X	☐	☐	☐

VOTE: YES - 7 NO - 1 ABSENT - 1 ABSTENTIONS - _____
Motion carried.

Mr. Wentz – Yep, he's all for the kids. Remember that.

Mr. Bradley – I have two things for New Business, please. I'd like to make a motion that we adopt the eye exams to be used across the district according to what Gail found out that we can use them for our state requirement.

Mr. Stern – Why don't we have the administration research to see if that is viable option?

Mr. Bradley – We need a second first before you can have a discussion.

Mrs. Maholick – Second.

Mr. Stern – I believe it would be appropriate to have the administration research that to see if that meets the requirements and if it does, why not.

Mr. Bradley – We already know that it meets the requirements.

Mr. Stern – Well, not we don't.

Mr. Bradley – We actually do. Other districts have...

Mr. Stern – You think you do. Let's let our administration find out if it actually does. There's not rush.

Mr. Bradley – Not Godlike, just researched. It does. Correct, Gail? Other districts have used it. It's available to be used for the state.

Mrs. Maholick – According to the Department of Education, they said it is up to the district to determine if it meets their mandated requirements and it exceeds the quality that they're presently providing for the students.

Mr. Bradley – This technique far exceeds.

Mrs. Maholick – Far exceeds.

Mr. Bradley – Yes, sir. For the students, Mr. Wentz.

Mr. Cleaver – Can you get that information for us? Who it's from?

Mrs. Maholick – Sure.

Mr. Cleaver – That way if the nurses ask questions I can refer them to that individual.

Mrs. Maholick – And I can print out the information from the Department of Health that I found.

Mr. Cleaver – Whoever, if you talked to, just so if the nurses ask any questions. They're gonna ask who talked, just so I refer them.

Mrs. Maholick – Okay. I talked two different individuals.

Mr. Stern – I mean and since this is...

Mr. Bradley – This has been going on for months. So they never looked at this, you're saying?

Mr. Stern – Again, with the smirk.

Mr. Bradley – We had this discussion back in what?

Mrs. Maholick – Well what I found out on the Department of Health is that they get reimbursed by the state and they get paid back for if they use a staple, if they use a paperclip or whatever they, time they spent, the state reimburses. And this is all about getting money back into the school district. But the Lions costs nothing. And while the nurses are out taking these eye exams that they do that aren't as good as the Lions exams, they're not spending time with the children. If there's a, someone gets hurt on the playground, if there's a sick kid in the nurse's office, they're going to have to stop doing the eye exams and go back and take care of this child.

Mr. Bradley – Correct. So the reality is, we have a better, we have a better test provided for free to the district.

Mrs. Maholick – Mm hmm.

Mr. Bradley – And they want to kick this can down the road further rather than just adopt it like other districts have.

Mrs. Maholick – You can check with Tamaqua.

Mr. Stern – Well, let's get the information and bring it back on the agenda next month.

Mr. Bradley – We have the information. What don't you trust?

Mr. Stern – What's the rush?

Mr. Bradley – What don't you trust?

Mr. Stern – What's the rush?

Mr. Bradley – Saves our district.

Mr. Stern – It will...

Mr. Bradley – Saves our students more time.

Mrs. Maholick – We finished the eye exams for this year. Have we not?

Mr. Bradley – For the kids.

Mrs. Maholick – I mean, the school has...well, what that would do would save a lot of time because when the Lions do this exam they have to send a permission slip home and if the parents don't understand what it is, they may not send it back. They may not sign it. This would be mandated. The kids just go in, come out and it only takes seconds and it's, it even finds things like tumors behind the eye.

Mr. Stern – I don't disagree. I just want to make sure is all I'm asking.

Mrs. Maholick – I totally agree with you.

Mr. Stern – Dot our i's and cross our t's on this.

Mr. Cleaver – Next Wellness meeting is?

Mrs. Maholick – Next month.

Mr. Cleaver – Can we have one of the nurses come up and then maybe we could have? Would someone from the Lions Club be able to maybe attend that meeting?

Mrs. Maholick – Probably, sure.

Mr. Cleaver – And, that way if the nurses have questions someone would be there to answer them directly.

Mr. Stern – And that way we can probably get the certification issues done by then.

Mrs. Maholick – Yeah, we can find that out.

Mr. Cleaver – So for the Wellness Committee we'll see if one of them...

Mrs. Maholick – It just makes it so much easier for the schools for the kids to get the eye, right exams.

Mr. Bradley – In light of this discussion, I will remove my second, or my first actually, from and I'll remove this motion and we will not use Gail's blind trust for this, right? And we will postpone the advancement of these students until you're saying next month, sir?

Mr. Stern – After the Wellness Committee meeting and everything.

Mr. Bradley – For this free program, for this free program for the kids...

Mr. Stern – Why? Mr. Bradley, what would be the sense of doing it if it's not what we need to do for PDE? Or, the Department of Health. Let's just take a month and figure it out and do it the right way instead of...everything else in your ideas you want to rush into them. When anybody else does them, no, no, we can't rush into them. Look at the tennis courts. We've been diddling around for 18 months on the tennis courts.

Mr. Bradley – Look at \$120,000 for buying a Business Manager that you didn't even review. Same thing, sir.

Mr. Yenser – Again, you're wrong at that.

Mr. Stern – You're wrong at that again is correct.

Mr. Yenser – So, and again, you spoke out of turn because Mrs. Maholick needs to remove her second before you can even entertain your, your motion. So again, you're just got the cart before the horse.

Mrs. Maholick – I'll remove my second, thank you.

Mr. Bradley – I apologize for my...

Mr. Stern – What would be your other item, Mr. Bradley? What's your other item under New Business?

Mr. Bradley – I reviewed Solicitor Schwab's invoice and in it there is many references to the SLAPP litigation that was illegally passed by this board. My question is...

Mr. Yenser – Your opinion.

Mr. Bradley – Thank you. My question is when did this board authorize this law firm, William Schwab, to participate in the KingSpry resolution?

Mr. Cleaver – I believe the board has authorized Attorney Schwab to work with KingSpry with not only that case, but any other case that comes where he needs additional.

Mr. Bradley – That was a specific resolution, it was a SLAPP resolution. It was illegally funded using educational funds. When did you or anyone authorize William Schwab to participate in that very specific motion to spend money with KingSpry on that resolution?

Atty. Filer – We are your general counsel. We involve with all legal matters.

Mr. Bradley – If this district already hired someone else to do a job, why would you also do it? Why are we paying for two solicitors and on some of them, multiple solicitors, or multiple attorneys, when we already hired one? That had, if I remember the motion correctly, whereas I am not Godlike, I can't remember everything. But I do remember that the reason that we picked KingSpry to attempt to attack me was 'cause they were the most experienced one in the area and that our Solicitor did not have that expertise and even they failed, but it's still fine, they were the most expert. So therefore, we excluded William Schwab Associates from participating in that resolution. And yet I see bills for thousands of dollars in reference to SLAPP litigation from our Solicitor. Why did we hire two?

Atty. Filer – Again, we're your general counsel. We get involved with all the legal matters and in that particular instance, we were conveying with them all of the information regarding all the other stakes or suits that form the basis for that motion.

Mr. Bradley – Did you authorize this use of our Solicitor, sir?

Mr. Stern – I don't have to authorize.

Mr. Bradley – Because we did not.

Mr. Stern – He's our general counsel. I don't have to authorize him.

Mr. Bradley – He has carte blanche. Again, abdicating our responsibility to hire our Solicitor for what we want him to do. We just let him decide?

Mr. Stern – It was a board direction.

Mr. Bradley – Is that another blind trust we’re seeing that we’re abdicating our responsibility...

Mr. Stern – You like the word blind trust.

Mr. Bradley – Yeah, because you’re letting him decide how much he bills us, sir. Why are you letting him decide how much he just bills us? Why isn’t the board making this decision?

Mr. Stern – You decide how much we have to pay in legal fees.

Mr. Bradley – But why are we paying...why are we not allowing...

Mr. Stern – Forget it.

Mr. Bradley – ...the board to make the decision of which attorneys we hire and why?

Mr. Yenser – This is a grand misunderstanding that you have apparently of legal actions and the way businesses take action or anything else because your general counsel always oversees the outside firm that you’ve hired.

Mr. Bradley – And the board oversees them.

Mr. Yenser – I’ve had it in my business experience as well. This is exactly the way it’s authorized because, again, they’re acting on our behalf to the special counsel that’s been hired. This is not an unusual practice. It’s very common.

Mr. Bradley – Actually, we hire them, we tell them what job to do. We’re responsible for what job they do and if they exceed their authority, it’s our responsibility to curb that expense.

Mr. Yenser – And, again, that’s your opinion, your opinion of it that’s very much your opinion of it. You’re entitled to your opinion of it. However, the way that everyone else hears, sees, and feels this, this is the way that the legal world works.

Mr. Bradley – Prove that with a board vote.

Mr. Yenser – I apologize if you don’t see it that way.

Mr. Bradley – So prove that with a board vote. Show me where this board authorized this Solicitor in conflict with what the Attorney Auditor General said that you’re gonna allow him to have this unlimited supply of funds.

Mr. Yenser – The Auditor General was not involved in our motion to hire special counsel.

Mr. Bradley – But it’s our responsibility...

Mr. Yenser – You’re mixing a whole lot of things that don’t belong to be mixed.

Mr. Bradley – No, sir.

Mr. Yenser – You’ve got a gross misunderstanding going on here.

Mr. Bradley – Let me get it clear, for you.

Mr. Yenser – I'm not gonna be able to explain this to you further for you to understand. You just don't get it, Dave.

Mr. Bradley – I can. So you have a board...

Mr. Stern – You don't have to explain it.

Mr. Bradley – I do because you're gonna vote on it. We have a board that hires a Solicitor. We choose what he does.

Mr. Stern – What are we talking about now? Is there a motion on the floor or anything like that? I don't think there's a second.

Mr. Bradley – I'm asking you to review these bills.

Mr. Stern – So actually we're out of order because we need a motion and a second.

Mr. Bradley – No, it's New Business. We're having a discussion before we have a motion because it's New Business, sir. The question is...yes you can. It's New Business. So the business is, why is this board hiring an attorney or paying for an attorney that we did not specifically hire to do work that we didn't identify.

Mr. Stern – We did hire him because he's our general counsel and if we hire the specific firm to handle a specific issue, he has the right and is providing the information needed to that firm to handle the specific issue.

Mr. Bradley – And without board oversight?

Mr. Stern – You mean he can't call them?

Mr. Bradley – Correct. Without...

Mr. Stern – Correct? Okay.

Mr. Bradley – Without board oversight, authorizing the use of Solicitor resources, that person does not have the authority to take the money from those people without this board's approval in advance.

Mr. Stern – Okay, thank you.

Mr. Bradley – Why isn't this board providing that oversight?

Mr. Stern – Thank you.

Ms. Beers – Larry, may I make a motion?

Mr. Bradley – I'll make the motion. I move...I'm sorry. I'll make the motion...

Mr. Stern – What? Step on her? Go ahead step on her.

Mr. Bradley – I'm sorry, what happened there? I said I'd like to make the motion. I make a motion that we separate. I make the motion....

Mr. Cleaver – Mrs. Beers addressed the board and said Larry, may I make a motion.

Mr. Bradley – I didn't hear you. When you're done, thank you.

Ms. Beers – I would like to make a motion that at the next board meeting that the board hears a presentation from Apple® to learn about potential one-on-one programs for our students that other districts are employing.

Mr. Cleaver – From Apple®?

Ms. Beers – Yeah.

Mr. Cleaver – It'll probably be a local rep. I don't know if it will be technically an employee from Apple®, it may be, we'll contact them to.

Ms. Beers – Yeah. I talked to someone at another district and I have a contact and I can forward that to you. Someone that he's worked with and he says is a great person.

Mr. Cleaver – Okay, yep.

Mr. Stern – And what does the program offer, Joy? Is it one-on-one instruction or what was it?

Ms. Beers – They help institute like a laptop or an iPad. One for every student and then there's software and kind of educational support that go along with that.

Mr. Stern – Because we do use Apple® products right now.

Mr. Cleaver – Yeah, we use a hybrid.

Mr. Stern – Yeah, there's Apple® carts throughout the buildings.

Ms. Beers – Right.

Mr. Cleaver – I mean, if the board is okay, I'll contact them.

Mr. Stern – Yeah, you can contact them.

Mrs. Spinelli – That's fine.

Ms. Beers – Okay.

Mr. Stern – I don't even think we need a motion right?

Mr. Bradley – Do you need a second for that motion then?

Mr. Stern – No, I don't think we need a motion. We're not doing anything.

Ms. Beers – I'll forward the information.

Mr. Cleaver – Yeah, forward it to me.

Mrs. Spinelli – Mr. President, I'd like to make a motion that we strike...

Mr. Bradley – We're still on New Business for a second. Can I get my New Business or not? I had my hand raised, thank you. I make a motion that we separate the Solicitor's bills, the subcontractor our Solicitor, from the general paying of bills so that they can be individually reviewed prior to approval. Can I get a second for that New Business motion?

Mr. Yenser – As a, I'll let the motion happen.

Mrs. Maholick – Second.

Mr. Yenser – Okay. As board member we're always able to ask our Business Manager for the breakout of those bills and get those to review as we like. So, I don't understand the necessity of this motion.

Mr. Bradley – The benefit of this motion is that you can individually review these subcontractors much like we did with the construction subcontractors to keep a tight eye on the consumption of resources within the district.

Mrs. Spinelli – We can do that easily now.

Mr. Bradley – You can only do it but then you restrict the board from approving the bills to be paid which is an obligation of this board. If you're gonna throw in one bad egg with the rest of that batch.

Mr. Yenser – So next month are we gonna let out the Zimmerman's Dairy bill and count the iced teas as they come in.

Mr. Bradley – If it sounds to be a need, yes you can. It's a subcontractor. It has been done in the past. And, that's normally the process with subcontractors, Mr. Yenser, thank you.

Atty. Filer – Just for clarification, I don't like the insinuation that we're a bad egg. We already do provide the district with invoices that are itemized per each individual...

Mr. Bradley – Correct.

Atty. Filer – ...per each individual case. So...

Mr. Bradley – The question is that we just want to separate them for payment.

Mr. Stern – Can you let him talk?

Mr. Bradley – Why he's talking if I'm not...we're not even germane to the situation.

Mr. Stern – That's...

Mr. Cleaver – You're gonna be the one to bring that up.

Mr. Stern – Go ahead, Mr. Filer.

Atty. Filer – I’m just saying, we already provide you guys with the information if you want to vote separately that’s completely up to you guys. I mean, we have nothing to hide.

Mr. Bradley – We have great bills from you and I appreciate that. They are wonderfully documented. My only question is that they should be separated from the bill paying process much like we do with the construction costs that we have for subcontractors. We’re just adding this subcontractor to that individualization on the agenda.

Mr. Stern – Any discussion from the floor, please? Any comment from the floor.

Audience Member – I think it’s a, I hate to admit it, but I’ll agree with this one. That it’s a legitimate thing. Like if you have an opportunity to separate stuff because there needs to be conversation, I think it should be separated item by item.

Mr. Tkach – I was just gonna say I personally think it’s just a vendetta because he’s 0 for 4. He’s just trying to see what bills are charging because he’s always losing but that’s just my opinion.

Audience Member – That being said, I do agree with what the gentleman said.

Audience Member – My concern is that it’s just gonna be one more thing to argue about and then less may come in then. A lot of people here work in the morning, work with our children in the district and I don’t think that’s the direction (inaudible).

**Separate
Solicitor’s
Bills on
Agenda
Denied** MOTION by Mr. Bradley, SECONDED by Mrs. Maholick that we separate the Solicitor’s bills, the subcontractor our Solicitor, from the general paying of bills so that they can be individually reviewed prior to approval.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Wayne Wentz, Vice President	☐	X	☐	☐
Mr. Andrew Yenser, Treasurer	☐	X	☐	☐
Ms. Joy Beers, Member	X	☐	☐	☐
Mr. Richard R. Beltz, Member	☐	☐	X	☐
Mr. David F. Bradley, Sr., Member	X	☐	☐	☐
Mr. Stephen Holland, Member	☐	X	☐	☐
Mrs. Gail Maholick, Member	X	☐	☐	☐
Mrs. Rita Spinelli, Member	☐	X	☐	☐
Mr. Larry Stern, President	☐	X	☐	☐

Mr. Yenser – No, to the point I feel that it’s unnecessary because the information’s there if we’d like to get it ourselves.

Mr. Stern – No, the business office has enough activity that goes on currently to support investigation and reviewing of materials. I don’t feel that this is an appropriate use of funds to that.

VOTE: YES - 3 NO - 5 ABSENT - 1 ABSTENTIONS -
Motion denied.

Mrs. Spinelli – I would like to make a motion that we strike under Directors’ Concerns items A. through I. because we visited these last month. We denied them last month. They’re back. I see no reason to go over this again. So, I make a motion that we strike items A. through I.

Mr. Wentz – Second.

Strike Items A through I MOTION by Mrs. Spinelli, SECONDED by Mr. Wentz to strike, under Directors’ Concerns items A. through I.

Mr. Yenser – I would agree with Ms. Spinelli’s assessment of that. Again, motion A. through F. voted down last month. G., H., and I. were motions regarding the state diploma and graduation requirements which those were voted, basically voted down early in the meeting when we, other policy motion that was B. under Programs. Item B. that was voted down. So, really these items have no bearing any further.

Mr. Bradley – The reason they reappeared is because you silenced them last month.

Mr. Yenser – No. They were voted no. They weren’t silenced. We did vote on those last month. That was in the minutes of last meeting. They were voted on, they weren’t silenced.

Mr. Stern – Anything from the audience?

VOTE: YES - 6 NO - 2 (J. B., D. B.) ABSENT - 1 ABSTENTIONS - _____
Motion carried.

Directors’ Concerns

Items A. through I. were stricken.

- A. MOTION by _____, SECONDED by _____ to obligate the district government, all members of the district government to accept all correspondences from all constituents so to prevent a first amendment violation begin charged against district directors, and the IT staff of the district that have admitted to blocking said correspondences.

VOTE: YES - _____ NO - _____ ABSENT - _____ ABSTENTIONS - _____

- B. MOTION by _____, SECONDED by _____ our district government be more transparent and obligate the district administration to release ALL the emails that were previously granted by the State Office of Open records for this district board to review.

VOTE: YES - _____ NO - _____ ABSENT - _____ ABSTENTIONS - _____

- C. MOTION by _____, SECONDED by _____ given the Auditor General findings in Fairfield School District and Susquehanna School District's audit reports as to the finding that significant waste was perpetrated upon the district stakeholders by the district extensive use of Solicitor services pertaining to RTK requests that we our stop the Solicitor form invoicing this district to perform redaction services for RTK requests.

VOTE: YES - _____ NO - _____ ABSENT - _____ ABSTENTIONS - _____

- D. MOTION by _____, SECONDED by _____ given the results of the citizen's RTK requests that uncovered missing financial documents we form a task force of Joy Beers, Gail Maholick and David Bradley to uncover the missing transaction details pertaining to the rushed sale of the buildings.

VOTE: YES - _____ NO - _____ ABSENT - _____ ABSTENTIONS - _____

- E. MOTION by _____, SECONDED by _____ With the plain reading of Section 610 of the PA School Code, the risks of directors being surcharged for improper and illegal use of educational funds, a letter immediately rescinding the November King Spry Resolution be installed, and the fees already consumed be tallied and evenly divided so the district can be reimbursement from personal funds by the five that voted for this illegal use of district funds.

VOTE: YES - _____ NO - _____ ABSENT - _____ ABSTENTIONS - _____

- F. MOTION by _____, SECONDED by _____ to have the affidavits of Rita Spinelli, Wayne Wentz, Larry Stern, Stephen Hollan and Andrew Yenser be reviewed and errors corrected so the competency of our district is not questioned any more than necessary.

VOTE: YES - _____ NO - _____ ABSENT - _____ ABSTENTIONS - _____

- G. MOTION by _____, SECONDED by _____ to honor the ambitious students that meet the PA State's high and rigorous standards early earning a High School Diploma, the diploma be issued and their names added to a plaque honoring their achievement.

VOTE: YES - _____ NO - _____ ABSENT - _____ ABSTENTIONS - _____

- H. MOTION by _____, SECONDED by _____ to give ALL the Lehigh Area School District students that meet the Pennsylvania State's high and rigorous standards a High School Diploma and the opportunity to graduate Lehigh High School early, with full honors.

VOTE: YES - _____ NO - _____ ABSENT - _____ ABSTENTIONS - _____

- I. MOTION by _____, SECONDED by _____ To immediately add the language necessary to give ambitious students the opportunity to graduate early provided they meet all high and rigorous PA State High School Diploma requirements.

VOTE: YES - _____ NO - _____ ABSENT - _____ ABSTENTIONS - _____

Courtesy of the floor / Public Comment

1. Thomas Wertman - Comment at January Meeting

- You all know me, I have a quite serious comment, thing to bring up. I was very disturbed by it. Especially from the last meeting when a certain board member, Miss Maholick, you brought up that we have people on here that are child molesters and didn't try to get rid of them. That's a very, very disturbing factor coming from a director. Now, may I ask you, since you made it a public, since you said it out in the public here, may I ask you who were you referring to?

Mrs. Maholick - Look it up on the internet.

- No, no. I don't have the internet. I want to hear it from you. I want to hear it directly from you. Who was it? Who was it?

Mrs. Maholick - I'm not telling you any names.

- Well, you know what Miss Maholick? I think you should because you made it a public, you made it out there for public concern when you said. Because I deserve that. One of nine members sits on this, even you Mr. Bradley. I'm concerned that you're not a child molester. Who is the child molester?

Mrs. Maholick - It's not on this board. It's a past board.

- You didn't say that. You said on this board about it being a child. Who is it? Who is it? Give the name.

Mrs. Maholick - You tried to get rid of him but you didn't try to get rid of somebody else.

- Who? Who was it? Who was it, Gail? Who was it? You have to, you should...

Mrs. Maholick - No. Stop.

Mr. Stern – Okay, okay, okay. Order, order please, order, thank you. Is there anything else concerning that topic, Mr. Wertman?

- Well, I tell you what. If she doesn't want to reveal to me since she made out public. I think you should resign.

Mr. Wertman and Mrs. Maholick speaking.

- As a director and making such a statement. You should be...

Mr. Bradley – Mr. Stern, please apply the school policy that talks about attacking an individual board member. And let's instruct him that the internet is available at the public library.

Mr. Wentz – We've been attacked for...

Mr. Cleaver – Mr. Bradley, again, Mr. Bradley.

- She made the statement. She should come up with. It's an embarrassment to the school district as well as the community that you could say such a thing and not come up with the name.

Mr. Bradley – Mr. Wertman, it was an embarrassment at the time. It was an embarrassment at the time.

Mr. Stern – Mr. Bradley, don't comment on it please.

Mr. Bradley – Yes he can. I can have a comment.

Atty. Filer – Can I... Can I just...

Mr. Bradley – I'm more than welcome to comment. There's no restrictions allowing for me to comment. There's no restriction of letting someone comment.

Atty. Filer – Mr. Wertman, Mrs. Maholick based off the nature of this and without knowing any of the facts to it, I would caution anybody from making a claim such as that.

Mr. Stern – Okay, Tom, we understand.

Atty. Filer – I understand where you're coming from but....

Mr. Stern – Appreciate that you brought it forward.

Atty. Filer – ...I would advise Mrs. Maholick not to mention anybody's name, right now, without being damn certain that it's correct.

- Well then I believe at the school board there should be an investigation on it.

Mr. Bradley – I will make that motion if you'd like. I'll agree with Mr. Tom Wertman's insight and public comment that we as a district review the past actions of past boards related to improprieties. Can I get a second on that motion?

Mr. Cleaver – No second. Tom, thank you very much.

Mr. Bradley – Was that a fail due to?

Mr. Stern – Yes.

Mr. Bradley – We're not gonna be transparent? Wow.

2. **William Rodweller – The Policy of Bullying**

- My name is William Rodweller. I have two children 12 and 10 years old in the school district. I'd like to thank the administration and most of you for coming out here and volunteering your time. You do wonderful work. While I was sitting here looking through that wonderful slideshow, I wrote a couple words down that really we're looking for in our students but we, as parents, as the board, we don't really abide by. The ability to work as a team. Most of you work together well, some of you not so much. Leadership—I look at most of you, I see people that are looking to lead this community and this school district moving forward. Communication—most of you, wonderful at communicating, most of you, some of you, not so much. As a parent, what I'm looking for is no bullying. One of our major things in our schools is no bullying. As I sit here today, I see a lot of bullying. A lot of people that want to push there (inaudible) and not understand and want to listen to what everybody else is saying. I bring up bullying today because I have family members who have left this school district because of bullying. So, I look to this school board to say, I'm gonna be the leader of this community. I'm not gonna bully my fellow board members, my fellow teachers, my fellow administrators. We need to be role models for our students. You want to push our students forward? Be a role model. Get out there, start something. Start an after-school study program. Don't just sit here and complain and argue about something that really has nothing to do with anything. Sir, you made mistakes. You did, no matter what. I don't know if you're guilty. I don't know anything. You made mistakes. You need to stand up there and say I did this, I didn't do this and let the peers say if you did or didn't. You can't ridicule the board members for protecting us. You want to know who gave you the power, Mr. Bradley? It's the people in this room. We gave you that power to sit there and be condescending and ridicule us and ridicule our integrity and the other board members. That's all I really have to say. Thank you very much.

3. **Autumn Abelovsky – Elementary Center Dismissal**

- I'm actually here on behalf of Lehighton Borough Council. At the council's last meeting on February 11th, concerns of the intersections of North 12th Street, Indian Lane and Mahoning Street were brought to our attention. I believe (inaudible) had some discussions with the Superintendent regarding this. The Borough is requesting that the school district take a proactive approach in the dissuasion of crossing this intersection. Each day at the conclusion of the Elementary Center day, up to sixteen cars are parked on North 12th Street which causes in up to about 30 students crossing Mahoning Street in an area that does not have a crosswalk or sidewalk or crossing guard. Based upon the pavement markings and signage plans dated on February 8, 2018, which I have here if anybody would like to see it. The borough and the school district offered a safe crossing location at the intersection of 11th Street and Mahoning. This location has adequate sidewalks, a crosswalk and a crossing guard. The mayor, the police chief and several council persons have

expressed their concerns about the practice of crossing at the 12th Street intersection. I understand its more convenient for the families and the children but we just feel that the safety (inaudible). Fingers-crossed that we don't have an accident there. But, we feel that it is an accident waiting to happen. I can say that I actually witnessed a truck a few months ago lost his brakes around another street and he tried to stop. Our crossing guard pulled the children out of the way. But there is nobody down at the 12th Street intersection and the kids ran for it. So while we acknowledge that we, it is indeed a public road and we cannot lawfully enforce people as to refrain from parking or crossing at that. We are asking that the school district take action through communication with the families of the students and dissuade crossing at this location and instead encourage them to use the utilized entrance. Encourage them to utilize the off-road, safer alternative of the 11th Street crosswalk. And, if you need to follow up with Nicole, Borough Manager, on that if you need any further help.

Mr. Cleaver – We talked before, I met with the police chief and talked to Nicole about it. We do make announcements and try to keep people. I've actually met with one of the residents over there who was concerned mostly people parking over there as well. Is the borough able to make an ordinance for no parking during a certain timeframe? This is punting it back to the borough.

- We can however that is a residential area and then we take away from the homeowners actually being able to park as well.

Mr. Cleaver – I didn't know. We run into the issue and even the discussion we had with parents is...

- 11th Street is a residential area and that's all parked up as well. The residents are dealing with it because they know it's a safer alternative.

Mr. Cleaver – But that is something that maybe can be like a no parking between the hours of 2:30 and 3:30 for other than residents? I don't know. That's why I'm asking.

Mrs. Spinelli – Do they have a suggestion as to what the school district could do to stop that?

- No, and like I said, because it is a public roadway, we can't enforce the no parking. I mean, right now we can't enforce the no parking. It's just that we're basically asking for a recommendation.

Mr. Cleaver – And when we talked to PennDOT, when we were going to this before, this is just my understanding was because the sidewalk ends at that point that is why the...

- There's no sidewalks.

Mr. Cleaver – That's why the crosswalk was said to be that spot because they could cross from sidewalk to sidewalk.

- And, like I said, it is more convenient to cross at 12th Street. My children walk up 11th Street every day.

Board Members speaking.

Mr. Bradley – Is there anywhere else that you can suggest that these people should be parking if we make space for them rather than parking on the road? I mean is there a way of making a cul-de-sac ability to park or move off the road?

Mr. Cleaver – There's lots of space in the back. I mean, the back, I'll ask Patti 'cause she's out there for the...

Mr. Bradley – Can't we pull it onto our property?

Patricia Ebbert – Some of those parents are parking there versus getting in line. So they're calling themselves walkers so then the students walk 12th Street. If they would get in line, they would be riders. So, they're alleviating that by parking.

Mr. Bradley – But by talking to those people...

- There are parents that are parking there and then the kids are crossing on their own. But there are students that live in that area too that the parents aren't (inaudible) there just walking.

Mr. Bradley – This board was asked to have a bussing transportation meeting that did not happen yet. If we could encroach those bussing transportation issues with this issue, we might be able to just let it be easier for people to do something other than what they're choosing, which is a great way to motivate people to do something. So if we can get them onto the school property so they can pick up their kid in an efficient fashion, they won't have to circumvent and pull this, my kids a walker concept. Because I'm sure every parent would love to be able to go right to the school and pick up their kid in comparison to allowing them to walk or become a walker or whatever, right? I mean...

- In this instance, I'm on official Borough.

Mr. Bradley – I understand. My point is....

- As a parent who lives on North 10th Street, my children are not offered transportation. So my children are official walkers and they utilize the safe crosswalk that is offered by the school district and the borough.

Mr. Bradley – And if we advertised that, because you figured out what's safest for you and your child, your individual rights.

- That's all were asking. I'm not going to differentiate between true walkers and parents who choose to have their children walkers. It doesn't matter to me what they are. They're walking and we...

Mr. Bradley – I'm suggesting that we seek the input of the stakeholders, those people that need this resolution done, to have a meeting for bussing and transportation right here in this meeting room and try to get them to give us their input to what they're doing. They're doing things for a reason. We should listen to them.

Mr. Stern – Okay. Thank you, Autumn.

- I have one other thing. Now I am talking as a parent. Mr. Bradley, this is specifically for you. Over this past two years I have typically refrained from engaging in any of your baited attempt at (inaudible). I'm going to attempt to not get in a battle of words with you right now. However, I have sat here for the last two meetings and for about the last three hours you have called everybody here a stakeholder. However, at the beginning of the meeting you called us the peanut gallery. You are an elected official. I would hope that you would be a role model to the students and parents that you represent. I would never, no matter what our differences are, refer to you in any derogatory manner. And, I am offended and ashamed that you represent me.

Mr. Bradley - Thank you. And, to differentiate the two. Stakeholders follow the rules, peanut gallery do not.

- Have I broken any rules sitting here?

Mr. Bradley - The outbursts that occur from the people...

- Did I have any outbursts?

Mr. Bradley - The outbursts from the community during the meeting.

Audience members speaking.

Mr. Stern - Don't, don't fall in. Just go. Next up, Barbara Bowes.

Barbara Bowes passed on speaking.

Mr. Stern - Gloria Bowman?

Gloria Bowman passed on speaking.

Adjournment

Next regular scheduled meeting is Monday, March 25, 2019, at 7:00 p.m.

MOTION by Mrs. Spinelli, SECONDED by Mr. Holland to adjourn the meeting at 10:16 p.m.

VOTE: YES - 8 NO - _____ ABSENT - 1 ABSTENTIONS - _____

Motion carried.

Respectfully submitted,



Brian Feick
Board Secretary

(Minutes of February 25, 2019, includes Pages 1 through 63)