

BETHLEHEM AREA SCHOOL DISTRICT
BOARD OF SCHOOL DIRECTORS
REGULAR BOARD MEETING

The Regular Meeting of the Board of Directors of the Bethlehem Area School District was held on Monday, May 23, 2011, at 7:04 p.m. in the Auditorium of East Hills Middle School, 2005 Chester Road, Bethlehem, PA 18017.

REGULAR MEETING

President Cann asked Mrs. Gober, Board Secretary to take the roll:

MEMBERS PRESENT

Members present: Directors Amato, Burkhardt, Faccinetto, Leeson, McKeon, Ortiz, Tenaglia, and President Cann - 8

Members absent: Director Follweiler

Student Representative – Freedom High School – Dhanu Thiyagarajan
Student Representative – Liberty High School – Niharka Pendurthi

OTHERS PRESENT

Others present: Dr. Joseph J. Roy, Superintendent of Schools; Stacy Gober, Board Secretary; administrators, members of the press, and other interested citizens and staff members.

At this point of the meeting, the Pledge of Allegiance was recited.

PLEDGE OF
ALLEGIANCE

President Cann requested a moment of silent meditation.

MOMENT OF
SILENCE

Dr. Roy stated there are several recognitions. This evening we would like to recognize and thank our student board representatives for this school year. Director Amato is going to present the certificates. We would like to recognize Dhanu and Niha for their monthly reports from their high schools and wish them well as they move ahead with graduation and onward. You have been outstanding role models for our students and representatives at the board level. From the very first meeting, I was amazingly surprised and delighted with the quality of your reports. They were well delivered and well written, and I thank you for the time that you both took to put those reports together, and we'll miss you next year and good luck.

DR. ROY
STAFF/STUDENT
RECOGNITION

When you look at the amazing schedules these two young ladies keep and all of their academics and all of their extracurricular activities and then to be at our meetings, as well, on a monthly basis and to provide the detailed reports, it is very impressive and very much appreciated. Although the alternate reps for this year are not able to be with us, they had other commitments this evening, Marissa Langley from Freedom and Darah Donaher from Liberty, they will step into the roles as our regular student board representatives next year. We look forward to welcoming them in

September.

President Cann offered Courtesy of the Floor to visitors. Speakers are asked to come to the podium, stating their name and address. Public comment in the first session is limited to 30 minutes and is for agenda items only. The second courtesy of the floor will be for any district concerns or business. Speakers are limited to three minutes each. The board requests that, when possible, all individuals supporting a like position on a topic select a speaker to present their views to avoid repetition. If that is not possible, all are welcome to speak. As per school board policy, generally, speakers are limited to taxpayers, residents, or employees of this school district. At the conclusion of the regular school board meeting, another block of time will be allocated for public comment. At that time, the same rules will apply. It is asked that speakers observe proper decorum, without personal attacks towards a specific individual or individuals. It is not the custom for the board to enter into a dialogue at these meetings about concerns. However, the board does listen with care to issues raised. Speakers will receive responses, in some form, by the administration.

COURTESY OF THE FLOOR TO VISITORS

President Cann asked if there was anyone who would like to speak at Courtesy of the Floor for agenda items only. Seeing none, she said they will continue with reports of their student representatives.

FREEDOM HIGH SCHOOL- Dhanu Thiyagarajan stated: Good evening. Freedom High School has been having an ecstatic month of May. All of the underclassman are hyped for summer with only about two weeks of school left. The seniors on the other hand are very excited, yet depressed about leaving their home, their high school. They have all had some wonderful experiences at Freedom and are very enthusiastic about moving on to the new chapters of their lives. The seniors have been celebrating in the past couple of days. We took a trip to Six Flags on Friday. We have showing of our spirit and excitement of graduating in the past week with the senior spirit days being Elementary School Monday, Tie Dye Tuesday, Senior Citizens Wednesday, Dress Up for Success Thursday, Senior Spirit Monday and College Board Tuesday. We all thank the district for a wonderful schooling experience. The seniors celebrate leaving Freedom with their last day of school tomorrow. Finals follow, Wednesday and Thursday with makeup's this Friday. The senior breakfast will be held on June 3rd with graduation practices on the 3rd, 6th and 7th. Freedom High School's graduation will be held at Stabler at 7:00 p.m. on June 7th. Underclassman are currently preparing for the final days of classes and their respective finals. Their finals will be held on June 3rd and 6th with makeups on the 7th. They are all studying hard, not only for their finals, but many juniors are taking their SAT's on June 4th. Many juniors have also currently submitted their applications for Dual Enrollment at local colleges, which include Moravian, Lehigh and others. The annual academic awards banquet was held on May 19th in the FHS auditorium. Many wonderful students were recognized for their academic achievements earning various awards in

academics, music and community service. The annual sports ceremony will be held tomorrow, May 24th in the auditorium. Students playing various sports at Freedom will be recognized. French Club had their annual French presentation in the black box theatre. The title was Francophone in 80 days and various French influenced countries were represented and presented. The second “Mike Night” for the school year was held on the 20th and was another great success with many wonderful performances. I would like to convey a personal thanks to the school board for giving me a wonderful two years as being Freedom’s student representative. I have had great enjoyment talking about Freedom and the wonderful achievements that have been made by the school. Thank you very much and have a wonderful night.

LIBERTY HIGH SCHOOL – Niharka Pendurthi stated: Good evening. Tonight Mrs. Durante and Mr. Wagner are with the crew of MTV and 80 selected seniors who will along with the first round of staff will be taping a surprise documentary. We are very excited about this opportunity, and we look forward to seeing what this will come about to be. I think it is a surprise for most of us. On May 17th, we hosted our academic achievement ceremony where we also gave awards to students with high community service hours as well as students with GPA’s exceeding 3.75. At this awards ceremony, Senior, Brian Newton was honored by Coca Cola, and he also took the opportunity to nominate a distinguished teacher, Mrs. Chickey as his distinguished educator. Last night we hosted our Athletic Award Ceremony in which we honored all of our athletes and gave out special awards and scholarships. We recognized Sam Senecca as a retiring athletic director. We hosted our class officer election as well as we have just started interviewing for our latest school board representative. We hosted Special Olympics on May 5th in our stadium, and the Miller Blood Drive Breakfast banquet was for the committee representatives of the National Honor Society. We hosted our First Company concert and art show on May 7th and both events exceeded expectations in terms of outcome. In terms of the success rate, it was great. Undeniably the greatest opportunity this month was to see the SADD crash assembly which was an opportunity where the students were able to see an actual car crash and everything from the jaws of life were used up until an air lifted helicopter. It sent a powerful message to students not to drink and drive. We also hosted Prom on May 14th. Lastly, seniors are looking forward to moving forward into graduation. We are winding down, and we are lamenting our last day tomorrow. In all, I would just like to thank you all so much for this opportunity. I have learned so much, and I feel that this position is so important in terms of becoming a medium for Liberty High School students to express what is going on at our schools, so that we can best represent as a board to the community. So thank you very much, and I wish Darah all the luck with her pursuit with this position next year. Thank you so much.

President Cann called for a motion for approval of the minutes for the April 7th – Budget Workshop. APPROVAL OF MINUTES

Director Faccinetto made a motion to accept the minutes which was seconded by Director Ortiz.	MOTION TO ACCEPT MINUTES
President Cann called for a voice vote to approve the minutes. The motion was passed by a unanimous voice vote.	VOICE VOTE TO ACCEPT MINUTES
Motion passes 8-0	
President Cann called for a motion for approval of the April 11 th – Board Curriculum Committee Meeting, and May 2 nd – Human Resources Committee Meeting.	APPROVAL OF COMMITTEE MINUTES
Director McKeon made a motion to accept the committee meeting minutes which was seconded by Director Burkhardt.	MOTION TO ACCEPT COMMITTEE MINUTES
President Cann called for a voice vote to approve the committee meeting minutes. The motion was passed by a unanimous voice vote.	VOICE VOTE TO ACCEPT MINUTES
Motion passes 8-0	
President Cann called for approval of the Financial Report/Payment of Bills.	FINANCIAL REPORT/PAYMENT OF BILLS
Director McKeon made a motion, seconded by Director Faccinetto, to accept the Financial Report and Payment of Bills, (Item number 23, 24, and 25).	MOTION TO ACCEPT FINANCIAL REPORT/PAYMENT OF BILLS
President Cann asked if there was any discussion on the Financial Report/Payment of Bills.	
President Cann asked for a roll call vote.	ROLL CALL
The question was called with roll call as follows: Yea, Directors Amato, Burkhardt, Faccinetto, Leeson, McKeon, Ortiz, Tenaglia, and President Cann.	FINANCIAL REPORT/PAYMENT OF BILLS
The motion passes 8-0	
President Cann stated: We had an executive session prior to this meeting to discuss discipline and negotiations and legal advice regarding assessment appeals. We will have another executive session following this meeting to continue some discussions on personnel items.	PRESIDENT’S COMMUNICATIONS
Dr. Roy stated: Thank you President Cann. Just two reminders, the Budget Hearing scheduled for Wednesday, May 25 th has been postponed until Wednesday, June 8 th at 6:00 p.m. here in this room at East Hills Middle School, and on June 13 th there is a Special Board Meeting followed by the Board Facilities and Finance Committee meetings. That also will be held here at East Hills Middle School. We will begin with the Special Board Meeting at 6:00 p.m. for board action on the adoption of the final budget	SUPERINTENDENTS REPORT/ RECOGNITION

and other matters that may come before the board.

President Cann asked if there was any unfinished business anyone on the board would like to discuss. Seeing none, President Cann moved to Recommendations of the Administration.

UNFINISHED BUSINESS

Dr. Roy stated: There are a couple of corrections. First, there is a hand carry nomination, which is page 10-1, #9 – Nominations for district wide speech therapist that was distributed to the board. Also, there is a correction on page 8, #4 –a retirement date for Ms. Iris Martinez should read June 30th, 2011. The retirement date was incorrect. Finally, under Nominations, page 16, #32 and #33. We have the source of funding and it should read tuition funding because those are high school summer school positions and that is self-funded, students pay for the courses. It currently indicates a grant fund and it should accurately read tuition funded. Thank you.

RECOMMENDATIONS OF
THE ADMINISTRATION

President Cann stated: They will be noted as corrected by Dr. Roy.

Director Leeson asked: Did we have any student's disciplines that were being pulled as well?

Dr. Roy stated: Three student discipline items will be pulled from the agenda. I will read the I.D. #'s. Under #4 on the Table of Contents Page – #0952526 will be pulled and not be acted on and also #0962993 will be pulled and not be acted on and #1007303 will be pulled and not be acted on.

President Cann asked for a motion to accept the Recommendations of the Administration (Items 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, and 22) as revised.

MOTION TO ACCEPT
RECOMMENDATIONS OF
THE ADMINISTRATION

Director Burkhardt made a motion to accept the Recommendations of the Administration. Director Ortiz seconded the motion.

President Cann asked if anyone would like to pull any of these of these items for discussion.

Director Tenaglia pulled Item #21.

DISCUSSION ITEM #21,
PAGE 33

Director Leeson pulled Item #1 and Item #9.

DISCUSSION ITEM #1,
PAGE 1, DISCUSSION
ITEM #9, PAGE 21

Director Leeson asked: Regarding Item #14, are we voting on this or are we going to do the individual ballot that is at our place?

DISCUSSION ITEM #14,
PAGE 26

Director Ortiz pulled Item #10.

DISCUSSION ITEM #10,
PAGE 22

Director Leeson also pulled Item #6.

DISCUSSION ITEM #6,
PAGE 6

President Cann asked for a roll call vote to accept Item #2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20 and 22.

ROLL CALL VOTE ITEMS
2, 3, 4, 5, 7, 8, 11, 12, 13, 14,
15, 16, 17, 18, 19, 20 AND
22

The question was called with roll call as follows: Directors Amato, Yea to all except Nay - Item #4 #0952410, #0965481; Burkhardt – Yea to all; Faccinetto – Yea to all; Leeson, Yea to all except #4 – Nay #0952410 and #0965481; McKeon – Yea to all; Ortiz – Yea to all; Tenaglia, Yea to all except Item #4 Nay - #0952410 and #0965481; and President Cann – Yea to all.

Motion passes 5-3 for Item #4.

Motion passes 8-0 for Item #2, 3, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18 19, 20 and 22.

President Cann stated: We will take a roll call vote on items 1, 6, 9, 10, and 21.

ROLL CALL VOTE ITEMS
1, 6, 9, 10 AND 21

The question was called with roll call as follows: Directors Amato – Yea to all except nay to 1, 21; Burkhardt – Yea to all except nay 1, abstain from no page 18, section 9, group 38; Faccinetto – Yea to all except 1; Leeson – Yea to all except nay to 1, 6, 21, abstain 9; McKeon – Yea to all except nay to 1; Ortiz – Yea to all; Tenaglia, Yea to all except 1, 21; and President Cann – Yea to all.

Item #1 – Motion fails 2-6

Item #6 – Motion passes 7-1

Item #9 – Motion passes 6-0-2

Item #10 – Motion passes 8-0

Item #21 – Motion passes 5-3

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° Information Item Only

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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1. *Charter Renewal Agreement with Lehigh Valley Academy Charter School*

INFORMATION:

The Bethlehem Area School District has completed a comprehensive review of the mission and operation of the Lehigh Valley Academy Charter School (LVACS). The review evaluated areas related to: Mission and Beliefs, School Leadership, Curriculum/Educational Program, Instruction, Assessment/School Accountability, Professional Development, LVACS—BASD Relations, Facilities, School Safety and Security, School Finances, and Potential Causes for Non-Renewal as Prescribed in the PA Charter School Law.

The performance of LVACS has met the expectations of the District in every area.

The Renewal Agreement was reviewed with the Board at the Board Human Resources Committee Meeting on May 2, 2011.

RECOMMENDATION:

That the Board of School Directors renews the Lehigh Valley Academy Charter School Charter for the period of January 1, 2012, through December 31, 2016.

DISCUSSION ITEM #1

Director Leeson stated: I understand that our administration reviewed the Lehigh Valley Academy Charter School and found them to be doing a fine academic job. I don't have an argument with this school, but I do have a problem that our Governor has unilaterally decided to change the rules for the payment of Charter Schools and is no longer going to pay their portion of the Charter School bill to our school district. This means that as of next year, a Charter School student will cost our tax payers more than the public school student will because we will not be reimbursed by the state for a Charter School student. Now because of that and for a second reason, this particular Charter School is holding a 21 percent fund balance. As a district, we are required to keep our fund balance under eight (8) percent, and I don't know but I am assuming that they do not have the same restrictions as our district. Again, this is taxpayer money that is sitting in a fund balance, and I think that a 21 percent fund balance is excessive at this point. For those reasons, I will be voting no on the Charter School, but I do want it clear that I understand that this school is doing a fine academic job for their students.

President Cann stated: We will take a roll call vote on items 1, 6, 9, 10, and 21.

The question was called with roll call as follows: Directors Amato – Yea to all except nay to 1, 21; Burkhardt – Yea to all except nay 1, abstain from no page 18, section 9, group 38; Faccinetto – Yea to all except 1; Leeson – Yea to all except nay to 1, 6, 21, abstain 9; McKeon – Yea to all except nay to 1; Ortiz – Yea to all; Tenaglia, Yea to all except 1, 21; and President Cann – Yea to all.

Item #1 – Motion fails 2-6

Item #6 – Motion passes 7-1

Item #9 – Motion passes 6-0-2

Item #10 – Motion passes 8-0

Item #21 – Motion passes 5-3

2. *Community Service Agency*

INFORMATION:

A very important component of the Bethlehem Area School District's Community Service Program is the involvement of agencies and organizations to serve as hosts for students participating in the program. These organizations must not discriminate against any race, religion, or sex, and must provide assurances that the approved experience is free from religious doctrinal motivation. In addition, each agency must commit to provide our students with opportunities to benefit others.

As part of the Community Service Program, the Board of School Directors must approve each community service sponsor prior to students participating with the agency.

This item was reviewed with the Board at the Board Human Resources Committee Meeting on May 2, 2011.

RECOMMENDATION:

That the attached community service sponsor be approved to participate in the Bethlehem Area School District's Community Service Program and be included in the Community Service Directory of Participating Organizations and Agencies.

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

Name of Agency/Organization: **Midway Manor Community Association**

Address: P.O. Box 4236, Bethlehem, PA 18018

Phone number: 610-439-0550 *Contact Person:* Tom Schweyer

Email address: tom.schweyer@midwaymanor.org

Web Site address: www.midwaymanor.org

Number of students requested: Varies *Minimum age:* 13

Description of service opportunities: Assist with community activities including park clean-up, snack shed help at sporting events

Minimum Time of Service Per Shift or Session: 2 Hours

Hours agency is open to community service students: Varies

Dress requirements: None

Supervision provided by: Association Officers

Training and/or orientation: On the job

Additional information or comments:

This agency carries liability insurance covering students on site. (Y)
This agency participates in court ordered community service activities. (N)
This agency requires Act 34 (criminal history) clearance for employees. (N)
This agency conducts events/activities where alcohol is served. (N)
(Parental Waiver is needed if alcohol is served)

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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3. *Student Discipline – #0952733, #0961547, #0971839, and #1009838 – Adjudications*

INFORMATION:

The Board of School Directors of the Bethlehem Area School District has received and reviewed the following information regarding misconduct by four students in violation of District Policy 233.

RECOMMENDATION:

That the Board of School Directors adopts the proposed adjudications relating to Student Numbers 0952733, 0961547, 0971839, and 1009838.

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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4. *Student Discipline – #0952526, #0952410, #0962993, #0965130, #0965481, #0968607, #0971004, #1004488, #1007303, and #1012657 – Waivers*

INFORMATION:

The Board of School Directors of the Bethlehem Area School District has received and reviewed the following Waiver of Expulsion Hearing and Stipulation regarding misconduct by ten students in violation of District Policy 233.

RECOMMENDATION:

That the Board of School of School Directors adopts the waivers relating to Student Numbers 0952526, 0952410, 0962993, 0965130, 0965481, 0968607, 0971004, 1004488, 1007303, and 1012657.

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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5. *Conference/Staff Trip Attendance*

RECOMMENDATION:

That the following Conference/Staff Trip be approved:

- | | | |
|----|--|-------------------------------------|
| 1. | June 27-30, 2011
Advanced Placement Biology Summer Institute
Blue Bell, Pennsylvania | \$1,958.40
Federal/PA PACT Grant |
| 2. | July 16-22, 2011
Apple Distinguished Educators USA Institute 2011
Phoenix, Arizona | 562.77
Federal/Title I Stimulus |

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

6. *Field Trip Attendance*

RECOMMENDATION:

That the following overnight student trips for students and staff be approved:

1. October 21-22, 2011
 (12 Freedom High School Students)
 Girl's Varsity Volleyball - Rally in the Valley
 Mechanicsburg, Pennsylvania \$0.00
All costs paid through the Patriot Club.

2. March 31-April 7, 2012
 (100 Freedom High School Students)
 Festivals at Sea – Freedom High School Band Trip
 Bahamas 1,160.00
All costs paid through the Band and Orchestra
 Parent Organization except administrator's expenses
 which will be paid through the FHS building account.

DISCUSSION ITEM #6

Director Leeson stated: Regarding field trip attendance, I see that we are approving a cruise. Did we approve this previously?

Dr. Roy stated: Do you mean has this been a previous trip that was a cruise?

Director Leeson stated: No. Did the board approve this trip?

Dr. Roy stated: I do not believe so, that is why we are bringing it here this evening.

Director Leeson stated: This is the first time that I know of that we're approving a cruise, and I would like to know if this is considered their once in every four years out of the country trip?

Mr. Moran stated: I believe that it was about eight (8) years ago that the choir from Freedom also took a cruise that was board approved for a number of days. To answer your question, yes, this is their once in every four years out of the country international trip.

Director Leeson stated: This is the first time that the band is going on a cruise. Is that correct?

Mr. Moran stated: That is correct. Also, just for clarification on that, it wasn't put into the permission slip that I filled out for the trip, but this will be involving the entire music department, not just the band but also the orchestra, the jazz ensemble, and the choirs.

Director Leeson stated: This will be their once in four years trip and what is the purpose of the Festival at Sea trip.

Mr. Moran stated: The Festival at Sea is an adjudication trip, meaning that all the ensembles that will be going on the trip would have the opportunity to perform in front of music educators and a judicators for evaluation and for rating and award. We also on part of the trip are going to be stopping at the Kennedy Space Center, with a possible opportunity to perform there.

President Cann stated: We will take a roll call vote on items 1, 6, 9, 10, and 21.

The question was called with roll call as follows: Directors Amato – Yea to all except nay to 1, 21; Burkhardt – Yea to all except nay 1, abstain from no page 18, section 9, group 38; Faccinetto – Yea to all except 1; Leeson – Yea to all except nay to 1, 6, 21, abstain 9; McKeon – Yea to all except nay to 1; Ortiz – Yea to all; Tenaglia, Yea to all except 1, 21; and President Cann – Yea to all.

Item #1 – Motion fails 2-6

Item #6 – Motion passes 7-1

Item #9 – Motion passes 6-0-2

Item #10 – Motion passes 8-0

Item #21 – Motion passes 5-3

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011**Pg. 7****7. Resignations****RECOMMENDATION:***A. Administrative*

<i>A</i>	NAME	ASSIGNMENT	REASON	EFFECTIVE
1.	Carfagno, Peter	Special Education High School Supervisor	Personal	July 1, 2011 (on or before)

B. Instructional

	NAME	ASSIGNMENT	REASON	EFFECTIVE
1.	Auker, Mary	Northeast Reading Specialist	Retirement	June 11, 2011
2.	Badger, Carol	Farmersville Grade 4 Teacher	Retirement	June 11, 2011
3.	Belfatti, Jennifer	District-wide Speech Therapist	Personal	June 11, 2011
4.	Deets, G. Jeanne	Spring Garden Grade 3 Teacher	Retirement	June 11, 2011
5.	DiPaolo, Antonietta	Northeast Spanish Teacher	Retirement	June 11, 2011
6.	Fowler, Barbara	Farmersville/William Penn Art Teacher	Retirement	June 11, 2011
7.	Matus, Sharon	Northeast Special Education Teacher	Retirement	June 11, 2011
8.	Poole, Judith	Miller Heights Grade 1 Teacher	Retirement	June 11, 2011
9.	Schmittel, Julie	Liberty Science Teacher	Personal	April 27, 2011
10.	Sterns, John	Northeast Health and Physical Education Teacher	Retirement	June 11, 2011

C. Noninstructional

	NAME	ASSIGNMENT	REASON	EFFECTIVE
1.	Alesick, James	Transportation Bus Driver	Retirement	June 15, 2011
2.	Grello, Jill	Freedom General Kitchen Help	Retirement	August 6, 2011
3.	Havlik, Dennis	Transportation Bus Driver	Retirement	April 21, 2011

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011 Pg. 8**7. Resignations****RECOMMENDATION:***C. Noninstructional (continued)*

	NAME	ASSIGNMENT	REASON	EFFECTIVE
4.	Martinez, Iris	Clearview (.5) Supplemental Custodian	Retirement	April 5, 2011
5.	Rodriguez, Denise	Northeast 21 st Century Community Learning Center Coordinator	Personal	May 19, 2011
6.	Schmidt, Sherri	Nitschmann General Kitchen Help	Personal	March 24, 2011
7.	Soto, Ashley	Child Care Assistant Center Supervisor	Personal	April 11, 2011
8.	Webber, Herman	Maintenance Assistant Supervisor of Building and Grounds	Retirement	August 12, 2011
9.	Wiley, Lisa	Child Care Assistant Center Supervisor	Retirement	July 1, 2011

8. Leaves of Absence**RECOMMENDATION:***A. Instructional*

	NAME	ASSIGNMENT	REASON	EFFECTIVE
1.	Braido, Julie	Northeast Grade 6 Teacher	Family Medical Leave of Absence	May 21, 2011, until the end of the 2010-2011 school year
2.	Chruscial, Brant	Broughal Mathematics Teacher	Family Medical Leave of Absence	April 19, 2011, until the end of the day on June 7, 2011
3.	Court, Larry	East Hills Art Teacher	Family Medical Leave of Absence	April 11, 2011, intermittently, until the end of the day on April 11, 2012

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011**Pg. 9****8. *Leaves of Absence*****RECOMMENDATION:*****A. Instructional (continued)***

	NAME	ASSIGNMENT	REASON	EFFECTIVE
4.	Dutton, Tammy	East Hills Computer/Gifted Teacher	Family Medical Leave of Absence	April 13, 2011, intermittently, until the end of the day on April 13, 2012
5.	Rhode, Melissa	Asa Packer Vocal Music Teacher	Family Medical Leave of Absence	May 25, 2011, until the end of the 2010-2011 school year
6.	White, Kimberly	Miller Heights Grade 2 Teacher	Family Medical Leave of Absence, extended	May 12, 2011, until the end of the day on May 25, 2011
7.	Zahm, Gregory	Liberty Science Teacher	Family Medical Leave of Absence	April 15, 2011, intermittently, until the end of the day on April 15, 2012

B. Noninstructional

	NAME	ASSIGNMENT	REASON	EFFECTIVE
1.	Berrios, Evelyn	Broughal General Kitchen Help	General Leave of Absence	April 18, 2011, until the end of the 2010-2011 school year
2.	Donham, Paula	Broughal Health Assistant	General Leave of Absence, extended	April 16, 2011, until the end of the 2010-2011 school year
3.	Hinton, Deborah	East Hills General Kitchen Help	Family Medical Leave of Absence	April 19, 2011, intermittently, until the end of the day on April 19, 2012
4.	Labukas, Rosemarie	Northeast Teacher Assistant	Family Medical Leave of Absence, extended	May 2, 2011, until the end of the 2010-2011 school year
5.	Rich, Terrianne	Northeast General Kitchen Help	Family Medical Leave of Absence	April 29, 2011, intermittently, until the end of the day on April 29, 2012
6.	Rivera, Evelyn	Northeast General Kitchen Help	General Leave of Absence	April 8, 2011, until the end of the day on April 10, 2011

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011**Pg. 10-1****9. *Nominations*****RECOMMENDATION:*****A. Instructional***

	NAME	ASSIGNMENT/STATUS	SALARY	EFFECTIVE
1.	Coniglio, Amy	District-wide Speech Therapist	\$45,253 Master's, Step 1	August 24, 2011

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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9. *Nominations*

RECOMMENDATION:

A. Noninstructional

	NAME	ASSIGNMENT/STATUS	SALARY	EFFECTIVE
1.	Mazur, Michael	Freedom Supplemental Custodian	\$9.00 per hour	May 24, 2011
2.	Rhoads, David	Freedom Supplemental Custodian	\$9.00 per hour	May 24, 2011

B. Miscellaneous

	NAME	ASSIGNMENT	SALARY
1.	Downey, Craig	Coach – Head Football Nitschmann, 2011-2012 school year	\$3,197.00 (new rate)
2.	Lynn, Melissa	Coach – Head Girls Volleyball Liberty, 2011-2012 school year	\$3,676.00 (new rate)
3.	Rescind September 27, 2010 appointment of Erin Shay Appoint Baran, Natalie	Extracurricular Activity Advisor Math Counts	\$273.00
4.	Rescind September 27, 2010 appointment of Michael Cleffi Appoint Hoffman, Mark	Extracurricular Activity Advisor Audio Visual Aides Club	\$366.00
5.	Rescind September 27, 2010 appointment of Samuel Norwood Appoint Booser, Elizabeth	Extracurricular Activity Advisor German Club	\$366.00

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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9. *Nominations*

RECOMMENDATION:

B. Miscellaneous (continued)

	NAME	ASSIGNMENT	SALARY
6.	McKernan, Cecile	Extracurricular Activity Advisor Mini Globe Trotters Club	\$366.00
7.	Rescind September 27, 2010 1.0 appointment of Natalie Chickey Appoint Bogusky, Joyce (.5)/Chickey, Natalie (.5)	Extracurricular Activity Advisor Young Writer	\$920.00 \$920.00
8.	Calderon, Jeanette Ford, Ronnell	Night/Summer School Substitute Monitors	To be paid regular rate, prorated hourly
9.	Brown, David Kise, Alfred Solitario, Brenda	Special Education Office – Summer Testing Educational Support Teachers	To be paid per diem rate
10.	Rodriguez, Lorna	Special Education Office – Summer Testing Home and School Visitor	To be paid per diem rate
11.	Bell, Colleen Cordero, Lydia Dowling, Carole Dugas, Tara Hagar, Susan Keeler, Amy Lawrence, Kelly Lesinski, Michelle Lubell, Elyse Manzo, Julie Sharp-Ross, Mary Valish, Frank, Jr.	Special Education Office – Summer Testing School Psychologists	To be paid per diem rate
12.	Blozinsky, Brad Feigley, William Jordan, Diane McGoff, Tara Petrosky, Robert	Summer Career Linking Academy Freedom	\$32.87 per hour Lehigh Valley Workforce Investment Board, Inc. funded

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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9. *Nominations*

RECOMMENDATION:

B. Miscellaneous (continued)

	NAME	ASSIGNMENT	SALARY
13.	King, Debra	Summer Dining Services Assistant Cook/Site Monitor 5.5 hours per day	\$14.55 per hour Summer Food Service Program funded
14.	Miller, Christine	Summer Dining Services Cook/Site Monitor 6.5 hours per day	\$15.70 per hour Summer Food Service Program funded
15.	Grello, Jill Mullin, Helen Naples, Susan Price, Lynda Reinsprecht, Maribeth	Summer Dining Services General Kitchen Help 3.5 hours daily	\$12.71 per hour Summer Food Service Program funded
16.	Myers Rosemary	Summer Dining Services General Kitchen Help 3.5 hours daily	\$13.03 per hour Summer Food Service Program funded
17.	Applegate, Donna Ashraf, Asia Avila, Marisol Balderas, Mayra Berardinucci, Deborah Bowen, Elizabeth Bruno, Paulette Cintron, Evelyn Colon, Carmen Cruz, Sandra Ehret, Brenda Galindo, Emma Garcia, Orquidia Mugavero, Laura Reese, Karen Reyes, Virginia Rich, Terri Rosario, Joseline Sedlock, Barbara Strohl, Jerry Tanyous, Samia	Summer Dining Services General Kitchen Help Alternates	To be paid regular hourly rate Summer Food Service Program funded

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

Pg. 13

9. *Nominations***RECOMMENDATION:***B. Miscellaneous (continued)*

	NAME	ASSIGNMENT	SALARY
17.	Vasquez, Larissa Velez, Brenda Winkle, Diane Woelfel, Susan	Summer Dining Services General Kitchen Help Alternates (continued)	To be paid regular hourly rate Summer Food Service Program funded
18.	Lucrezi, Susan Schachter, Carole	Summer Enrollment Services ESOL Screening	To be paid per diem rate, not to exceed 25 days collectively PA Pact Grant funded
19.	Schwalm, Lisa Shellaway, Mark Shuler, Amanda Venable, Lynn Washkau, Sarah	Summer School – Elementary School Teachers Calypso	\$32.87 per hour PA Pact Grant funded
20.	Bertagna, Jamie Christiansen, Robert Cipriano-Ortiz, Clarabelle Dunne-Porter, Melissa Fontanez, Eric Haller, Kourtnie Kravetz, Amy Loeb, Karen Markham, Jeffrey Meluskey, Kathleen Ortwein, Amanda Reifinger, Jennifer Rucker, Lisa Sosa, Lynn Tsihlis, Kimberly	Summer School – Elementary School Teachers Clearview	\$32.87 per hour PA Pact Grant funded
21.	Charles, Linda DeLeon, Susan Freeman, Trina	Summer School – Elementary School Teacher Assistants Clearview	To be paid regular hourly rate PA Pact Grant funded

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011**Pg. 14****9. Nominations****RECOMMENDATION:*****B. Miscellaneous (continued)***

	NAME	ASSIGNMENT	SALARY
22.	Burgos-Halm, Evanyl Chisnall, Judith Ehrlich, Judith Gerrish, Margaret Giampapa, Tammy Heller, Natalie Kalamar, Pamela Kindt, Dee Kirkpatrick, Jocelyn Muth, Trisha Phillips, John Rivera, Angel Schwarzbach, Lorie Warmkessel, Ann Williams, Joe Zellner, Tracy	Summer School – Elementary School Teachers Donegan	\$32.87 per hour PA Pact Grant funded
23.	Benedict, Courtney Bevilacqua, Danielle Culligan, Ashley Dailey, Rosemary Dolak, Donna Drake, Angela Drey, Brad Eisenhard, Jennifer Erney, Nicole George, Ursula Ginsburg, Jeremy Guerreiro, Amy Rowe, Rebecca Sanchez, Jose Velez, Mary Vogler, Amy Washkau, Sarah Weychert, Paula	Summer School – Elementary School Teachers Fountain Hill	\$32.87 per hour PA Pact Grant funded

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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9. *Nominations*

RECOMMENDATION:

B. Miscellaneous (continued)

	NAME	ASSIGNMENT	SALARY
24.	Lynn, Patricia Meckes, Cassandra	Summer School – Elementary School Teacher Assistants Fountain Hill	To be paid regular hourly rate PA Pact Grant funded
25.	Druckenmiller, Chad Hollinger, Melissa Leaser, Cathy Sabo, Kenneth Weisler-Smith, Susan Witmer, Jamie	Summer School – Elementary School Teachers Governor Wolf	\$32.87 per hour PA Pact Grant funded
26.	Kelleher, Bonnie Russell, Deborah Schwartzman, Patrice	Summer School – Elementary School Teachers Hanover	\$32.87 per hour PA Pact Grant funded
27.	Ahner, Tiffany Anderson, Michele Capozzolo, Peggy Coxe, Jenna Geiselman, Rhonda Miller, Susan Millheim, Traci Muzyczka, Jan Righi, JoAnn Rusack, Lori Siegfried, Samantha Smith-Sumpter, Evelyn Stellato, Nancy	Summer School – Elementary School Teachers Lincoln	\$32.87 per hour PA Pact Grant funded
28.	Amigo, Consuelo Gabovitz, Noelle Hetrick, Jessica Kukuvka, Luke Reybitz, Jessica	Summer School – Elementary School Teachers Marvine	\$32.87 per hour PA Pact Grant funded
29.	Craven, Kyle Donaldson, Jessica Grube, Kimberly Rhyner, Jennifer Ziegler, Laura	Summer School – Elementary School Teachers Thomas Jefferson	\$32.87 per hour PA Pact Grant funded

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011**Pg. 16****9. Nominations****RECOMMENDATION:*****B. Miscellaneous (continued)***

	NAME	ASSIGNMENT	SALARY
30.	Prosser, Linda	Summer School – Elementary School Helper Thomas Jefferson	To be paid regular hourly rate PA Pact Grant funded
31.	Bickley, Laura Gottlieb, Shelly Marrero, Antonio Myles, Maria Raynor, Tracy Rodriguez, Ada Schachter, Carole Schwarzbach, Lorie Thomas, Sandra Williams, Janice	Summer School English Acquisition	\$32.87 per hour PA Pact Grant funded
32.	Hrycysyn, Marlice	Summer School – High School Coordinator	\$32.87 per hour PA Pact Grant funded
33.	Snyder, Susan	Summer School – High School Monitor	To be paid regular rate, prorated hourly PA Pact Grant funded
34.	Achenzie, Jeffrey Arner, Michael Ayre, Jonathan Bieber, Susan Bradley, Steven Cleffi, Michael Collazo, Paulina Coppock, Richard Curti, Jennifer Dectis, Nicholas D'Emilio, Christopher Freeh, Anne George, Crystal Herbst, Christine Kline, Alan	Summer School – High School Teachers	\$32.87 per hour Tuition funded

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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9. *Nominations*

RECOMMENDATION:

B. Miscellaneous (continued)

	NAME	ASSIGNMENT	SALARY
34.	Kroboth, Suzanne Leeson, Maureen Maioriello, Melissa Majewski, Jennifer McKellin, Janice Muller, Michael Muth, Diane Patti, Joshua Pitsilos, Andrew Sierra, Trinidad Smith, Gloria Steele, Tracey Turner, Wendy Walters, Patricia Ziegler, George	Summer School – High School Teachers (continued)	\$32.87 per hour Tuition funded
35.	Hinkel, Amanda Venanzi, Michael Yeastedt, Nicole	Summer School – High School Tutoring – Teachers Liberty	\$32.87 per hour PA Pact Grant funded
36.	Altimare, James DiSipio, Anthony Figueroa, Anthony Kamyab, Melissa Kiras, Michele Lyons, Matthew McKellin, Janice Miller, David Mohap Jacqueline Montanari, Nancy Meyers, Stephanie Schomaker, Timothy Voorhees, Karen Wilmore, Karen Yoder, Michelle	Summer School – Middle School Teachers Broughal	\$32.87 per hour PA Pact Grant funded
37.	Cressman, Jayne Michael, Ruby	Summer School – Middle School Teacher Assistants Broughal	To be paid regular hourly rate PA Pact Grant funded

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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9. *Nominations*

RECOMMENDATION:

B. Miscellaneous (continued)

	NAME	ASSIGNMENT	SALARY
38.	Burkhardt, Amanda Court, Larry Hruban, Catherine Hunt-Castillo, Andrea Huynh, Tra-My Litsch, Eric Nawrocki, Matthew Novatnak, Nadine Rodriguez, Lisa Roman, Carolyn Stelmak, LeeAnn Young, Melissa	Summer School – Middle School Teachers East Hills	\$32.87 per hour PA Pact Grant funded
39.	Giovarelli, Beth Lund, Kathleen Stewart, Jill	Summer School – Middle School Teacher Assistants East Hills	To be paid regular hourly rate PA Pact Grant funded
40.	Anderson, Monica (substitute) DeStasio, Gregory Ellis, Lara (substitute) Evancho, Kristin Gomez, Norma Hipp, Kelly Kvacky, Nancy Kvacky-Baron, Natalie Litak, Marcie McLaughlin, Gayle Medina, Jose Muller, Laurie Oliver, Jacqueline Ortwein, Jonathan Ritter, Deborah Schultz, Stephanie Stewart, Bryce Thear, Tanya (substitute) Tully, Margaret Walters, Patricia	Summer School – Middle School Teachers Nitschmann	\$32.87 per hour PA Pact Grant funded

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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9. *Nominations*

RECOMMENDATION:

B. Miscellaneous (continued)

	NAME	ASSIGNMENT	SALARY
40.	Wertman, Courtney Wohlbach, Herman	Summer School – Middle School Teachers Nitschmann (continued)	\$32.87 per hour PA Pact Grant funded
41.	Bauer, Mary Nonnemacher, Ann Rutkowski, Virginia Yildiran, Catherine	Summer School – Middle School Teacher Assistants Nitschmann	To be paid regular hourly rate PA Pact Grant funded
42.	Arena, Rona Bauder, Felicia Beisel, Toni Bennett, Susan Bowman, Catherine Buchanan, Karen Dodson, Ann Gavronski, John Gross, Jason Heller, Brian Justus, Rosemary Kline, Devin Knecht, Ronald Majczan, Sherri Schubert, Stephanie Seaman, Stephanie Shive, Linda Sisle, Stuart Smisko, Rose Ann Spieker, Daniel Torres, Andrea Zoudeh, Nancy	Summer School – Middle School Teachers Northeast	\$32.87 per hour PA Pact Grant funded
43.	Kaminski, Kathleen Labukas, Rosemarie	Summer School – Middle School Teacher Assistants Northeast	To be paid regular hourly rate PA Pact Grant funded

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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9. *Nominations*

RECOMMENDATION:

B. Miscellaneous (continued)

	NAME	ASSIGNMENT	SALARY
44.	Latham, Laurie Liberto, Kelly Martin, Kristyn Rodriguez, Josefina Sigmund, Brandie Stom, Lori	Summer School – SPARK Teachers	\$32.87 per hour Pre-K Counts Grant funded (required 2010- 2011 snow make-up days included)
45.	Boyko, Kristina Carrasco, Tricia Gilboy, Taryn Hernandez, Martha Karol, Angela Kelly, Laura Rupp, Karen Teague, Deanne Zsilavec, Kati	Summer School – SPARK Substitute Teachers	\$32.87 per hour Pre-K Counts Grant funded (required 2010- 2011 snow make-up days included)
46.	DeJesus-Torres, Ada Garza, Yvonne Marcial, Nancy McCready, Joanne Ortiz, Juan Rodriguez, Maureen	Summer School – SPARK Teacher Assistants	To be paid regular hourly rate Pre-K Counts Grant funded (required 2010- 2011 snow make-up days included)
47.	Caballero, Carlos Collazo, Myriam Fernandez, Yaraivette Menendez, Evelyn Ocasio-Baiardi, Marilyn Pacheco, Daisy Pena, Jacquelyn Torres, Idalis Villeda, Johnny	Summer School – SPARK Substitute Teacher Assistants	To be paid regular hourly rate Pre-K Counts Grant funded (required 2010- 2011 snow make-up days included)

9. *Nominations*

RECOMMENDATION:

B. Miscellaneous (continued)

	NAME	ASSIGNMENT	SALARY
48.	Connolly, Patrick Corpora, Kathleen White, Maria Yenca, Timothy	Summer Technology Integration Specialists	To be paid per diem, not to exceed 16 days collectively (2011-2012 technology budget)

C. Substitutes

Instructional	Noninstructional
Healy, Heidi	Kaur, Baljinder
Thomas, Jodie	Schultheis, Maurene
	Tax, Francine
	Yasso, Amanda

10. *Reassignments*

RECOMMENDATION:

A. Instructional

	NAME	FROM/TO	SALARY	EFFECTIVE
1.	Torres, Andrea	From: Northeast (.6) Gifted Teacher/(.4) Substitute To: Northeast (.6) Gifted/(.4) Mathematics Teacher	\$41,400, prorated (Bachelor's, Step 1)	March 1, 2011

DISCUSSION ITEM #9

Director Leeson stated: On Item #9, we are being asked to approve a number of people for summer school, and I'd like to ask again, what is the summer school that we are providing in the elementary and the middle schools. I understand that it is only going until the end of June because of the funding, but what exactly is it, and what are we doing with the summer school.

Mrs. Tate stated: There will be tutoring that will be provided with academic intervention through the teachers, the elementary school teachers and it will be provided in math and reading, similar to what was provided during the academic year through tutoring funds, EAP - Educational Assistance Program) funding, formerly known as TIP – Tutoring in Pennsylvania.

Director Leeson stated: Mrs. Tate, do you know how the students are being identified for this tutoring help?

Mrs. Tate stated: They are being identified as those students who are in need of academic instruction and extra time for learning either through 4sight testing or Dibbles or some of the other assessments that are done at the elementary level.

Director Leeson asked: Are you familiar with what type of summer school program we are doing at the middle school.

Mrs. Tate stated: For the tutoring portion which will be tutoring in Pennsylvania or PA Pact funding that will be hand and hand. A seamless delivery of services, hand in hand with the Cohort 5 Academic 21st Century Program, so there will be some tutoring. There will also be Enrichment and Recreational programming through another grant source.

Director Leeson stated: For enrichment and recreational programs at the middle school, how are these students being identified for the programs?

Mrs. Tate stated: They are also students who are identified as being in need of academic interventions.

Director Leeson stated: The enrichment and the recreational programs are these in need students or are these going to be self-selecting students?

Mrs. Tate stated: These are students that are targeted. The guidelines of the 21st Century Community Learning Center programs require that they be a targeted population of students who are identified for being in need of academic interventions.

Director Leeson stated: Thank you very much. I had an additional question and I know have already asked it, but the needs of the Special Ed Department, and I see again I think that Mr. Agretto and I have a difference of philosophy on this particular issue. I would like to see us have a not to exceed number and at least try to budget and have some type of number in these columns for our summer programs. Mr. Agretto, I know that this is testing. Is testing year round or is there anytime of the year when testing is particularly light.

Mr. Agretto stated: I can provide some statistics for you. In short, no, there is no light time, it is not just referrals as I mentioned to you from the schools. We get referrals from our non-publics; we get referrals from parents; we get referrals as transfer students come into our school district. Not only are we looking at special education eligibility, but gifted eligibility as well. We also have mandated reevaluations on the 2,250 students that currently have IEP's and so that averages to about 750 or so a year that we have to provide reevaluations for the current students in the program. Therefore, we are busy all year long and on top of that, we have early intervention students who are identified to us in February and our numbers are the highest of the 13 school districts that the IU encumbers, and there are about 110 or so and we have to provide evaluations for them because many of those students are at risk and/or are already eligible due to a developmental disability or a speech language disability, so we have to assess those students as well. There is no down time for testing in the Bethlehem Area School District.

Director Leeson asked: Is there any reason that we should look at full time people for testing?

Mr. Agretto stated: Well, certainly that can be approached, and we can discuss that at another time. I would be in favor of that but that would cost us more money. To answer your question, we are busy all year long.

Director Leeson stated: Thank you.

Dr. Donaher stated: Director Leeson I would just like to flush out a little bit more about the middle school summer school. We will be bringing to the board in June a proposal for a middle school district wide summer school program that we have run for the past couple years. We have been in discussion with our middle school administrators. This had been a \$25,000 line item in the budget that was removed, but after talking to the administrators, these are students who in the middle schools have failed 2 core subjects or the same subject two years in a row. They need to go to summer school in order to be promoted to the next grade level. Those students are going to be remanded back to the middle school to be surfaced perhaps through the programs that Mrs. Tate just spoke to you about. The schools felt that it was not in the student's best interest to be in those programs and that we still continue to do a middle school summer school program district based and they felt so strongly about that that they were willing to dedicate individual building budget money to support that program and that is what will be brought to you in June and the June agenda which will run for the entire month of July. Those students will be in school everyday in July beginning July 5th, 3 hours a day from 9:00 to 12 noon, everyday Monday thru Friday and that is very similar to the program we ran last year.

Director Leeson stated: Dr. Donaher, why aren't we starting that in June and using our TIP and our PA Pact money to start that in June and continue you through then.

Dr. Roy stated: Excellent question and that was my question. We can't do it because it has to be for tutoring and not for remediation in course makeup; that doesn't meet the requirements of the tutoring grant.

Director Leeson stated: The PA Pact funds though I believe, we have a little more leeway, is that correct?

Mrs. Tate stated: That is correct, however, that would be supplanting in terms of offering what was previously provided by school general operating budget, to be put towards the grant funding would be supplanting and that is not allowable.

Director Leeson stated: I am envisioning a new program.

President Cann stated: We will take a roll call vote on items 1, 6, 9, 10, and 21.

The question was called with roll call as follows: Directors Amato – Yea to all except nay to 1, 21; Burkhardt – Yea to all except nay 1, abstain from no page 18, section 9, group 38; Faccinetto – Yea to all except 1; Leeson – Yea to all except nay to 1, 6, 21, abstain 9; McKeon – Yea to all except nay to 1; Ortiz – Yea to all; Tenaglia, Yea to all except 1, 21; and President Cann – Yea to all.

Item #1 – Motion fails 2-6

Item #6 – Motion passes 7-1

Item #9 – Motion passes 6-0-2

Item #10 – Motion passes 8-0

Item #21 – Motion passes 5-3

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011**Pg. 22****10 . Reassignments****RECOMMENDATION:*****B. Noninstructional***

	NAME	FROM/TO	SALARY	EFFECTIVE
1.	DeLuca, Maria	From: Governor Wolf General Kitchen Help, 3 hours daily, lunch To: East Hills General Kitchen Help, 3.5 hours daily, lunch	\$12.53 per hour	May 24, 2011
2.	Krause, Jeffrey	From: Broughal C-1 Custodian To: Broughal C-3 Custodian	\$21.52 per hour	June 20, 2011

NO DISCUSSION ITEM #10

Director Ortiz stated: I looked at it and I am ok with it.

President Cann stated: We will take a roll call vote on items 1, 6, 9, 10, and 21.

The question was called with roll call as follows: Directors Amato – Yea to all except nay to 1, 21; Burkhardt – Yea to all except nay 1, abstain from no page 18, section 9, group 38; Faccinetto – Yea to all except 1; Leeson – Yea to all except nay to 1, 6, 21, abstain 9; McKeon – Yea to all except nay to 1; Ortiz – Yea to all; Tenaglia, Yea to all except 1, 21; and President Cann – Yea to all.

Item #1 – Motion fails 2-6

Item #6 – Motion passes 7-1

Item #9 – Motion passes 6-0-2

Item #10 – Motion passes 8-0

Item #21 – Motion passes 5-3

11. *Professional Employee Status for Teachers*

RECOMMENDATION:

That the following teachers, who have completed the probationary period as defined by the Commonwealth of Pennsylvania and are properly certified, be granted a Professional Employee Contract in accordance with the State Laws of Pennsylvania:

EFFECTIVE: January 2, 2011

Benedict, Courtney Fountain Hill, Kindergarten Teacher

EFFECTIVE: January 23, 2011

Dalton, Susan Freedom/Liberty, School Nurse
Majewski, Jennifer Liberty, Mathematics Teacher

EFFECTIVE: February 5, 2011

Lynde, Christian Freedom, Guidance Counselor

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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12. *Memorandum of Understanding Between the Board of School Directors of the Bethlehem Area School District and the Bethlehem Education Association*

INFORMATION:

It is recommended that the Board of School Directors approves the attached Memorandum of Understanding between the Bethlehem Area School District and the Bethlehem Education Association in the mutual interest of both parties related to the taxable status of payments that are constructively received when qualified retirees have the ability to choose a healthcare benefit or cash payment for accumulated sick days at the time of retirement.

RECOMMENDATION:

That the Board of School Directors approves the attached Memorandum of Understanding between the Bethlehem Area School District and the Bethlehem Education Association.

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

**MEMORANDUM OF UNDERSTANDING
BETWEEN
BETHLEHEM AREA SCHOOL DISTRICT
BOARD OF SCHOOL DIRECTORS
AND
BETHLEHEM EDUCATION ASSOCIATION**

WHEREAS, the Board of School Directors of the Bethlehem Area School District (Board) and the Bethlehem Education Association (Association) have entered into a Collective Bargaining Agreement (Agreement) and,

WHEREAS, the parties wish to clarify a matter relating to Article XXVII, Section 8, Severance, and Section 11, Retiree Health Care Coverage beginning February 1, 2011;

THEREFORE, be it resolved that the parties agree that the following language will replace items c. and d. of Section 11, Retiree Health Care Coverage as specified below:

- 1) Where a bargaining unit employee has accrued ninety (90) or fewer unused sick days at the time of retirement, he or she shall be compensated at the rate of \$ 45.00 per day for unused sick leave as described by Section 8, Severance. Said compensation will be payable by the school district as a non-elective employer contribution into the employee's Section 403(b) tax shelter account selected from the district's approved 403(b) Plan Document to the amount permissible by law. Any amounts in excess of the annual shelter limit will be paid in subsequent tax years up to the amount permissible by law, payable on the first business day of the new tax year.
- 2) Where a bargaining unit employee has accrued ninety-one (91) or more accumulated days of sick leave at the time of retirement, the employee will exchange all of his or her unused sick days for the health care coverage benefits as described in Article XXVII, Section 11, Retiree Health Care Coverage Benefits, up to the maximum amount allowable in that provision.

(Note: As provided by Section 11 of the Agreement, if after calculating the number of years of health care coverage, there are sick days not used, two (2) additional months of health care coverage **will** be secured for every five (5) sick days as follows: five (5) sick days equal two (2) months of health care coverage, ten (10) sick days equal four (4) months of coverage on up to twenty-five (25) days equal ten (10) months of health care coverage.)

If, after exchanging the maximum amount allowable under Section 11, Retiree Health Care Coverage Benefits, the employee has additional unused sick leave days accumulated, the employee shall be compensated for up to ninety (90) additional days at the rate of \$45.00 per day as described in Article XXVII, Section 8, Severance. Said compensation will be payable by the school district as a non-elective employer contribution into the employee's Section 403(b) tax shelter account selected from the district's approved 403(b) Plan Document to the amount permissible by law. Any amounts in excess of the annual shelter limit will be paid in subsequent tax years up to the amount permissible by law, payable on the first business day of the new tax year.

May 23, 2011

- 3) All benefits or other contractual advantages shall remain in full effect as outlined in Article XXVII of the Collective Bargaining Agreement.

IN WITNESS WHEREOF, the parties hereto have caused their names to be subscribed by their duly authorized officers and representatives this May 23, 2011.

BETHLEHEM AREA SCHOOL DISTRICT:

Michael J. Cann
President, Board of School Directors

BETHLEHEM EDUCATION ASSOCIATION:

Jolene Vitalos
President, Bethlehem Education Association

WITNESS:

Steve Mober

WITNESS:

Julene Vargas

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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13. *Memorandum of Understanding Between the Board of School Directors of the Bethlehem Area School District and Clerical/Secretarial Employees Represented by Teamsters Local 773*

INFORMATION:

The District strives to conserve energy by reducing heat in school facilities. Since the reduced temperature is not conducive to sedentary work, the District will be closed on December 27, 28, and 29, 2011. As in the past, clerks/secretaries who are scheduled to work these days have been given options as described on the attached Memorandum of Understanding.

This item was reviewed with the Board at the Board Human Resources Committee Meeting on May 2, 2011.

RECOMMENDATION:

That the Board of School Directors approves the attached Memorandum of Understanding between the Bethlehem Area School District and the Clerical/Secretarial Employees Represented by Teamsters Local 773.

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

**MEMORANDUM OF UNDERSTANDING
BETWEEN
BETHLEHEM AREA SCHOOL DISTRICT
AND
CLERICAL/SECRETARIAL EMPLOYEES
REPRESENTED BY TEAMSTERS LOCAL 773**

The Bethlehem Area School District strives to conserve energy by reducing heat in school facilities. Since the reduced temperature is not conducive to sedentary work, the district will be closed on December 27, 28, and 29, 2011, when the clerks/secretaries are usually scheduled to work (a total of 19 1/2 hours). The parties agree to the following:

1. The clerks/secretaries will not report to work during the days listed above; however, can opt to receive their normal pay for that period. The following options to make up the 19 1/2 hours are available:

OPTION 1:

- a. The 12-month clerks/secretaries will make up hours of work from July through January or take vacation days. No more than five (5) make-up hours can be scheduled per week. The make-up hours are to be scheduled by the supervisor/principal in consultation with their clerks/secretaries.
- b. The 10-month clerks/secretaries will make up the hours of work from July through January. The make-up hours are to be scheduled by the supervisor/principal in consultation with their clerks/secretaries. Note: Prior to August 17, 2011, hours to be made up will be in half-day or full-day increments. After August 17, 2011, no more than five (5) make-up hours can be scheduled per week. During the week of August 8, 2011, no more than 40 hours of actual work may be performed.

OPTION 2:

Accrued vacation days may be taken instead of making up the hours of work.

OPTION 3:

A combination of Option 1 and Option 2.

2. The overtime section of the Collective Bargaining Agreement that requires time and one-half pay for time over a 7 1/2 hour day, or time and one-half pay over a 37 1/2 hour work week will not apply to the make-up hours.
3. Clerks/secretaries who do not report make-up hours shall receive a reduction in their pay the last payday in February equal to the number of hours not made up.

This Memorandum of Understanding affects only the dates and circumstances noted above and are not to be construed to mean that either party will approve future circumstances of the same or similar nature.

FOR THE DISTRICT:

FOR THE UNION:

Rev. 4/27/11

Date

Date

14. *Annual Election of Colonial Intermediate Unit 20 Board of School Directors*

INFORMATION:

Attached is a notice of Colonial Intermediate Unit 20 Board members who are seeking election for the upcoming term on the Colonial Intermediate Unit 20 Board of School Directors beginning July 1, 2011, through June 30, 2014. Ballots will be distributed for voting at this evening's meeting.

The annual election of Colonial Intermediate Unit 20 Board members is conducted in accordance with the Public School Code of 1949, Sec. 910-A [24 PS 9-960(b)]. Colonial Intermediate Unit 20 Board members with terms expiring June 30, 2011 (three-year terms) or those completing terms of former Board members appear on the ballot for election by all the members of the 13 school boards. Every Board member should participate in the voting process, and it is recommended that should a member not be present at the time of voting, some effort be made to solicit that vote and signature.

The Board of School Directors shall cast their ballot and return it to the board secretary. The board secretary will include the results in the official minutes and communicate the outcome to Colonial Intermediate Unit 20.

RECOMMENDATION:

That the Board of School Directors elects the following Colonial Intermediate Unit 20 Board members who are seeking election for the upcoming term on the Colonial Intermediate Unit 20 Board of School Directors beginning July 1, 2011, through June 30, 2014:

Pamela Colton	Bangor Area School District
Irene Follweiler	Bethlehem Area School District
Pamela Lutfy	Delaware Valley School District

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

Director Leeson asked: Regarding Item #14, are we voting on this or are we going to do the individual ballot that is at our place?

President Cann asked: Mrs. Gober, could you advise us on that?

Mrs. Gober stated: The way that the instructions read, is that a report of the election will be prepared and recorded in the minutes, so I would suggest that it would require a vote during the meeting and then followed by the ballot that includes your signature to confirm your vote.

May 23, 2011



COLONIAL INTERMEDIATE UNIT 20

A Regional Service Agency

6 Danforth Drive
Easton, PA 18045-7899

Telephone (610) 515-6403 • FAX (610) 515-6570

Office of the Executive Director

TO: Stacy Gober, Secretary to the Board
Bethlehem Area School District

FROM: Dawn M. Hales
Secretary to the Board

SUBJECT: Annual Election of CIU 20 Board Members

DATE: May 10, 2011

Enclosed are the ballots for the Annual Election of Colonial Intermediate Unit 20 Board Members as established by the Pennsylvania Public School Code of 1949, Sec. 910-A[24 PS 9-960(b)]. CIU-20 Board Members with terms expiring June 30, 2010 (three-year terms) or those completing terms of former Board members appear on the ballot for election by all the members of the 13 school boards. Every Board member should participate in the voting process and it is recommended that should a member not be present at the time of voting, some effort be made to solicit that vote and signature.

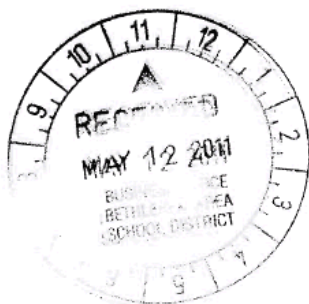
Please return the completed ballots to me by June 13, 2011. A report of the election will be prepared and recorded in the Official Minutes of the CIU 20 Board meeting scheduled for June 22, 2011.

If you have any questions or concerns, please feel free to contact me. Thank you for your attention to this time-sensitive request.

dmh

Enclosures (9)

c: Dr. Joseph Roy, Superintendent



Relationships, Responsiveness, Results



COLONIAL INTERMEDIATE UNIT 20

BALLOT

ELECTION TO MEMBERSHIP CIU20 BOARD OF SCHOOL DIRECTORS

INSTRUCTIONS: Ballot for the election of Colonial Intermediate Unit 20 Board of Directors. Voter must verify: (a) name of his/her school district; (b) the Intermediate Unit number of which his/her district is a part; and (c) the proportionate vote. Voter shall indicate his/her vote by placing an (X) in the box in front of the name of persons for whom he/she is voting and then sign the ballot. **TO BE VALID, A BALLOT MUST BE SIGNED BY THE VOTER.**

<u>School District</u>	<u>I.U. Number</u>	<u>Proportionate Vote</u>
Bethlehem	20	14

TO BE ELECTED TO A THREE-YEAR TERM – JULY 1, 2011, TO JUNE 30, 2014

- | | | |
|-------------------------------------|------------------|---------------------------------|
| ☐ | Pamela Colton | Bangor Area School District |
| ☒ | Irene Follweiler | Bethlehem Area School District |
| ☐ | Pamela Lutfy | Delaware Valley School District |



 Signature

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COLONIAL INTERMEDIATE UNIT 20

BALLOT

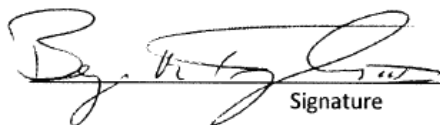
ELECTION TO MEMBERSHIP CIU20 BOARD OF SCHOOL DIRECTORS

INSTRUCTIONS: Ballot for the election of Colonial Intermediate Unit 20 Board of Directors. Voter must verify: (a) name of his/her school district; (b) the Intermediate Unit number of which his/her district is a part; and (c) the proportionate vote. Voter shall indicate his/her vote by placing an (X) in the box in front of the name of persons for whom he/she is voting and then sign the ballot. **TO BE VALID, A BALLOT MUST BE SIGNED BY THE VOTER.**

<u>School District</u>	<u>I.U. Number</u>	<u>Proportionate Vote</u>
Bethlehem	20	14

TO BE ELECTED TO A THREE-YEAR TERM – JULY 1, 2011, TO JUNE 30, 2014

- | | | |
|-------------------------------------|------------------|---------------------------------|
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| ☒ | Irene Follweiler | Bethlehem Area School District |
| ☐ | Pamela Lutfy | Delaware Valley School District |


 Signature

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COLONIAL INTERMEDIATE UNIT 20

BALLOT

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<u>School District</u>	<u>I.U. Number</u>	<u>Proportionate Vote</u>
Bethlehem	20	14

TO BE ELECTED TO A THREE-YEAR TERM – JULY 1, 2011, TO JUNE 30, 2014

☒	Pamela Colton	Bangor Area School District
☒	Irene Follweiler	Bethlehem Area School District
☒	Pamela Lutfy	Delaware Valley School District

Signature

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COLONIAL INTERMEDIATE UNIT 20

BALLOT

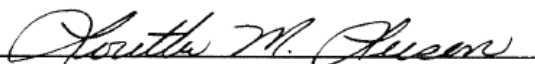
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INSTRUCTIONS: Ballot for the election of Colonial Intermediate Unit 20 Board of Directors. Voter must verify: (a) name of his/her school district; (b) the Intermediate Unit number of which his/her district is a part; and (c) the proportionate vote. Voter shall indicate his/her vote by placing an (X) in the box in front of the name of persons for whom he/she is voting and then sign the ballot. **TO BE VALID, A BALLOT MUST BE SIGNED BY THE VOTER.**

<u>School District</u>	<u>I.U. Number</u>	<u>Proportionate Vote</u>
Bethlehem	20	14

TO BE ELECTED TO A THREE-YEAR TERM – JULY 1, 2011, TO JUNE 30, 2014

- | | | |
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| ☒ | Pamela Lutfy | Delaware Valley School District |


 Signature

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COLONIAL INTERMEDIATE UNIT 20

BALLOT

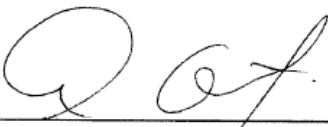
ELECTION TO MEMBERSHIP CIU20 BOARD OF SCHOOL DIRECTORS

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<u>School District</u>	<u>I.U. Number</u>	<u>Proportionate Vote</u>
Bethlehem	20	14

TO BE ELECTED TO A THREE-YEAR TERM – JULY 1, 2011, TO JUNE 30, 2014

- | | | |
|-------------------------------------|------------------|---------------------------------|
| ☐ | Pamela Colton | Bangor Area School District |
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 Signature

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COLONIAL INTERMEDIATE UNIT 20

BALLOT

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<u>School District</u>	<u>I.U. Number</u>	<u>Proportionate Vote</u>
Bethlehem	20	14

TO BE ELECTED TO A THREE-YEAR TERM – JULY 1, 2011, TO JUNE 30, 2014

- | | | |
|-------------------------------------|------------------|---------------------------------|
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Signature

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RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

Pg. 27

15. *Appointment of Board Treasurer*

INFORMATION:

Nancy Mautino was appointed Assistant Business Manager on April 19, 2011. This agenda item serves as the appointment of Nancy Mautino as board treasurer at no additional compensation.

This item was reviewed with the Board at the Board Finance Committee Meeting on May 9, 2011.

RECOMMENDATION:

That the Board of School Directors appoints Nancy Mautino to serve as board treasurer effective May 24, 2011, through June 30, 2013, and be bonded in the amount of \$1,000,000.

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

16. *Appointment of Tax Collection Commission Voting Delegates*

INFORMATION:

Act 32 § 505(b) requires the governing bodies of school districts, townships, boroughs, and cities that impose an earned income tax to appoint one voting delegate and one or more alternate delegates to be their Tax Collection Committee (TCC) representatives. The purpose of this resolution is to realign the appointment of the required delegates. The appointed individuals have consented to re-appointment.

RECOMMENDATION:

RESOLVED, by the governing body of the Bethlehem Area School District, that the following individuals are appointed as TCC delegates for the Bethlehem Area School District effective with the date of this action:

1. Primary voting delegate: Stacy M. Gober
2. Alternate voting delegate: Nancy A. Mautino
3. Second Alternate delegate: Eugene McKeon

If the primary voting delegate cannot be present for a TCC meeting, the alternate voting delegate shall be the representative at the TCC meeting.

4. These appointments are effective immediately and shall continue until successors are appointed. Delegates shall be appointed each year in November or December, or as soon thereafter as possible. All delegates shall serve at the pleasure of this governing body and may be removed at any time.

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

17. *Auditor General's Report for the Years Ending June 30, 2005 and 2006*

INFORMATION:

The Department of the Auditor General conducted an audit of the June 30, 2005, and June 30, 2006, fiscal years in August 2008. Their report was issued in April 2009 and two findings were noted. In April 2011, the District was notified that there had not been a corrective action plan approved and submitted for the findings. The District contacted PDE and received approval for a 30 day extension to allow the appropriate research to occur with the necessary Board action. The research has been completed and it is recommended that the Corrective Action Plan be approved and submitted to the Pennsylvania Department of Education.

RECOMMENDATION:

That the Corrective Action Plan relative to the audit report for the fiscal years ending June 30, 2005 and 2006, prepared by the Commonwealth of Pennsylvania Department of the Auditor General, be approved and submitted to the Pennsylvania Department of Education.

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

18. *Contractor Services Agreement*

INFORMATION:

The Bethlehem Area School District has the opportunity to have Dr. Michael Rettig, Professor Emeritus at James Madison University in Virginia and co-editor of *Teaching in The Block: Strategies for Engaging Active Learners*, present to the RTII (Response to Instruction and Intervention) elementary school principals on May 18, 2011. The purpose of this session is to assist the administrators with master scheduling which will include classroom instruction, specialists' schedules, and building intervention time within this framework. RTII is a function of regular education that emphasizes the prevention of learning difficulties before they start and eliminating the need for a student to fail before intervention is available. The expenses incurred from Dr. Rettig's visit will be paid through the PA Pact funds for staff development.

This item was reviewed with the Board on May 9, 2011.

RECOMMENDATION:

That the Board of School Directors authorizes the administration to execute the attached contract for Dr. Michael Rettig.

Account Code: PA PACT Grant

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

AGREEMENT

THIS AGREEMENT, made this 9th day of May, 2011, between Michael D. Rettig, School Scheduling Associates, (hereinafter called CONTRACTOR), and the BETHLEHEM AREA SCHOOL DISTRICT, (hereinafter called DISTRICT).

WITNESSETH:

WHEREAS, DISTRICT IS A SCHOOL DISTRICT LOCATED in Northampton and Lehigh Counties, Pennsylvania, and DISTRICT desires to have the following services performed:

Master Scheduling Consultation Services

and,

WHEREAS, CONTRACTOR agrees to perform these services for the DISTRICT under the terms and conditions set forth in this Agreement.

THEREFORE, in consideration of the mutual promises set forth herein, it is agreed by and between DISTRICT and CONTRACTOR as follows:

1. This Agreement shall commence on May 18, 2011. Either party may cancel this Agreement upon thirty (30) days written notice; otherwise, Agreement shall remain in effect and expire on end of day, May 18, 2011.
2. The work to be performed by CONTRACTOR includes all services generally performed by CONTRACTOR in his profession, including but not limited to the following:

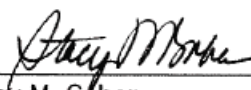
Master Scheduling Consultation for two-hour sessions to be held individually with four school district administrators

3. DISTRICT will pay the CONTRACTOR the total of **\$2,500.00 in addition to expenses which include mileage, airfare, rental car, gasoline charges, parking fees, lodging, and meals at an estimated cost of \$469.65** for the work to be performed under this Agreement, according to the following schedule:

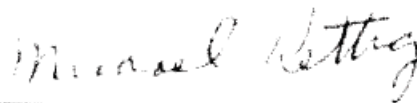
Session 1	8:00 a.m. -	9:45 a.m.
Session 2	9:45 a.m. -	11:30 a.m.
Session 3	12:00 p.m. -	1:45 p.m.
Session 4	1:45 p.m. -	3:30 p.m.

4. Parties to this Agreement agree that CONTRACTOR is a professional person, and that the relation created by this Agreement is that of employer-independent contractor. CONTRACTOR is not an employee of the DISTRICT, and, not entitled to the benefits provided by the DISTRICT to its employees, including, but not limited to, group insurance, state pension plan, leaves of absence, workers' compensation insurance or employment compensation insurance. DISTRICT may, during the term of this Agreement, engage other independent contractors to perform the same work that CONTRACTOR performs hereunder. CONTRACTOR may practice his profession for others during those periods when he is not performing work under this Agreement for DISTRICT. DISTRICT is interested only in the results obtained under this Agreement; the manner and means of conducting the work are under the sole control of CONTRACTOR. CONTRACTOR agrees, however, to comply with all Pennsylvania and Federal laws and regulations which apply to DISTRICT or the services to be performed by CONTRACTOR, and any internal policies or procedures of DISTRICT enacted to comply with said State and Federal laws and regulations.
5. CONTRACTOR, for the compensation specified in Paragraph 3, hereby agrees to pay and shall hold the DISTRICT harmless against the payment, of all taxes, contributions, or premiums which may be payable under Federal, State, or local laws arising out of the performance of the work to be performed by the CONTRACTOR hereunder.
6. The services to be performed by CONTRACTOR are to be performed solely by CONTRACTOR and are not to be assigned nor delegated to any other individual, whether or not they be an employee of CONTRACTOR.

IN WITNESS WHEREOF, the parties have executed this Agreement at the day and year first above written.



Stacy M. Gober
Asst. to the Superintendent
For Finance & Administration
Bethlehem Area School District



Michael D. Rettig
School Scheduling Associates
Contractor

19. *General Operating Budget for the Bethlehem Area Vocational-Technical School for the 2011-2012 School Year*

INFORMATION:

The Bethlehem Area Vocational-Technical School (BAVTS)'s Proposed General Operating Budget for the 2011-2012 school year has been submitted to the component schools districts for approval. The budget includes administrative services, curriculum and instructional services, management services, instructional materials services, and ancillary programs totaling \$9,727,833. A comparison with the current year is shown herein:

	<u>Expenditures</u>
Proposed General Operating Budget 2011-2012	\$ 9,727,833
General Operating Budget 2010-2011	10,784,387
Increase	\$ (1,056,554)

There is an overall decrease in the Bethlehem Area Vocational-Technical School Proposed General Operating Budget for the 2011-2012 school year of (9.8%). The total portion of that budget to be withheld from school districts is \$8,136,280 which is a decrease of (8.1%). The share for each district will fluctuate based on changes in weighted average daily membership and market value. The Bethlehem Area School District's contribution for the 2011-2012 school year will be the sum of \$5,183,715. This is a decrease of (\$380,649) or (6.84%).

The cost of the BAVTS operating budget is a cost borne by the General Fund Operating Budget.

A presentation was made to the Board at the Board Finance Committee Meeting on May 9, 2011. At the meeting, Mr. Williams reviewed the revisions to the preliminary budget as requested by the Board.

RECOMMENDATION:

That the Board of School Directors approves the 2011-2012 General Operating Budget for the Bethlehem Area Vocational-Technical School as presented in the amount of \$9,727,833 with the BASD contribution of \$5,183,715.

**Account Code: 10-1390564 BAVTS Tuition
2011-2012 Budget**

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

20. *Gorman & Associates Appointment as Local Auditor***INFORMATION:**

The District's three-year agreement for auditing services is concluding. The administration is recommending that the contract be granted to Gorman & Associates, Northampton, at the rates listed below. Please note that there is a zero percent increase in the rates for the 2011-2012 fiscal year. It is recommended that the District continue working with Mr. Gorman based on his wealth and depth of knowledge regarding school accounting and the new GASB requirements, maintenance of fees lower than all previous proposals, and continuity with respect to the many issues that are in the process of being resolved.

The District will entertain a contract for auditing services with the selected firm for fiscal years ending 2011 and 2012. Services will be provided to encompass a financial and internal control audit of the financial records and systems of the District and the BASD Authority in accordance with generally accepted accounting principles and generally accepted auditing standards.

This item was reviewed with the Board at the Board Finance Committee Meeting on May 9, 2011.

RECOMMENDATION:

That the Board of School Directors approves a two year agreement with Gorman & Associates, Northampton, to provide Auditing Services for fiscal years ending 2011 and 2012, in the amount of:

	<u>General Fund/ Single Audit</u>	<u>AFR</u>	<u>BASD Authority</u>	<u>Hourly Rate</u>
2010-2011	\$47,975	\$875	\$1,850	\$72
2011-2012	\$47,975	\$875	\$1,850	\$72

Account Code: 10-2310330 Board Contracted Services
2011-2012 Budget

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

21. *Portnoff Law Associates as Delinquent Collection Real Estate Taxes***INFORMATION:**

Currently, the District uses Northampton and Lehigh County Tax Claim Bureaus for the collection of our delinquent real estate taxes. In times when we are all concerned with maximizing the available revenues to ease the tax rate on our residents, the District has an opportunity to increase the rate of collections making more revenue available for student programs within the same current tax year, positive District cash flow as well as minimizing the burden placed on other taxpayers by lack of payment on delinquencies. For 2009, the District turned over \$4,380,182.64 and for 2010 there was \$4,787,907.49 in delinquencies.

Michelle Portnoff of Portnoff Law Associates presented an overview of the collection process utilized at the April 4, 2011, Board Finance Committee Meeting. Although our 2010 taxes have been turned over in January, there is still the opportunity to expedite the collection of the upcoming 2011 delinquent real estate taxes next year generating revenue in the spring of 2012 which can be used to support the 2011-2012 budget.

In prior implementations, Portnoff has demonstrated actual collection rates that far exceeded historical trends. In Northampton Area School District, Portnoff Law Associates had collected nearly 26 percent more revenue during the same period as Northampton County in year one of implementation. In the School District of Cheltenham Township, 60.61 percent of the 2008 delinquents were collected in the first eight months of activity compared to a 40.94 percent collection rate for the same period in 2007, 43.9 percent in 2006 and 58.9 percent in 2005.

A presentation was made to the Board at the Board Finance Committee Meeting on April 4, 2011. Additional information was reviewed at the May 9, 2011, Board Finance Committee Meeting at the request of the Board.

RECOMMENDATION:

That the Board of School Directors adopts the (1) Resolution approving Collection Procedures and establishing the Fee Schedule with Portnoff Law Associates, Ltd. to collect delinquent real estate taxes for the tax year 2011, (2) the Agreement with Portnoff to provide delinquent real estate tax collection, and (3) the Resolution notifying Northampton and Lehigh County Tax Claim Bureaus of our designation of Portnoff Law Associates as the District's delinquent real estate tax collector as attached.

Account Code: 10-2330330
2011-2012 Budget

DISCUSSION ITEM #21

Director Tenaglia stated: This first came to the board's attention back in the April Finance Meeting, and at that time, we were presented with a presentation by one vendor only. There was additional discussion at the April Budget Meeting. There was also an update at the May Finance Committee Meeting. However, even on the May Finance agenda it was not on the Finance Committee agenda for inclusion in the May Monthly

Meeting agenda. For that reason, I have a motion that we table this recommendation based upon the lack of a polling of the board for placement on the agenda at the May Finance Meeting.

Director Leeson stated: I second that motion.

President Cann stated: We will take a Roll Call Vote on whether to Table item #21 for this evening. The question was called with roll call as follows:

Yea, Directors Amato, Leeson, McKeon, Tenaglia; Nay, Directors Burkhardt, Faccinetto, Ortiz, and President Cann.

Motion fails 4-4

Item #21 is not tabled.

President Cann stated: I appreciate what the folks that are saying, they wanted it tabled, but since we have enough folks that are ready to move forward, that is what we are going to do.

Director Tenaglia stated: I have an additional comment on the item. I will be voting no for three reasons. The first as I stated previously, this is a solution in search of a problem. The administration has failed to demonstrate a need for change in the current methodology of delinquent real estate tax collection. As of April 2011, the BASD has collected \$2,800,000 more in current real estate taxes than was budgeted. In a memorandum to the board dated, May 6, 2011, the administration provided the number of parcels that were deemed delinquent for the period 2005 – 2010. In 2010 the number of delinquent parcels was 1,853; 160 less than that of the previous year and the lowest number in the past six years. During the worst recession since the great depression, no social security, cost of living increase for the past two years except in school district real estate tax increases of five (5) and six (6) percent. Our citizens are making great efforts to stay current on their tax payments, but to me the administration has failed to demonstrate a need for a change.

Point #2, the different selection process. The request to change the method of delinquent tax collection was first presented to the board at the April Finance Committee Meeting with a presentation by Portnoff Law Associates. At that time, we were told the decision was needed prior to April 15th. Subsequently we learned that in fact the delinquency had been submitted to the county tax bureau back in January. Now that there is no longer urgency for action, why not follow the RFP process, a process that we have used for the selection for other professional services, such as solicitor, auditor, and financial advisor. The administration presented only one vendor for us to consider, and an RFP would remedy that by allowing us to provide the criteria for selection and then all those who wish to submit a proposal could do so.

Point #3, the recommendation to retain Portnoff. The case of Rothenlene vs. Portnoff Law associates is troubling. The decision used rather strong language we got in Portnoff's conduct, including "the defendant's refuse to obey the law and failed to even notify their clients that significant decision forbidding their collective practices had been handed down. The decision was significant after being included in the American Bar Association law journal, which also quoted from the decision. This cavalier attitude toward keeping the money of citizens whose homes have been sold that are entitled by law to the proceeds of the sale cannot possibly be considered mistake, misunderstanding of the pellet decision of vain hope of reversal. This could only be considered a knowing and intentional decision to retain and improperly obtain funds. Is this truly someone we wish to partner with in the collection of real estate delinquent taxes? I think not and will be voting no.

President Cann asked: Would anyone else like to comment on this topic?

Director Leeson stated: I would like to make a motion; I believe that the board had asked for an RFP at the April Meeting, but I will make a motion at this time that we pursue an RFP for the services to collect the delinquent taxes.

President Cann stated: There is a motion and second to vote on the resolution as presented.

Director Leeson stated: I will be voting no and I will be voting no for many of the same reasons that Director Tenaglia expressed, and I was very concerned reading the full opinion as Director Tenaglia outlined with the type of description of this issue.

Dr. Roy stated: I appreciate the concerns that were expressed, and I will just reiterate I guess that the purpose in looking to do something different with our delinquent real estate collection was to look into raise additional funds for the 2011-2012 budget. We estimated conservatively that we could bring in an additional \$500,000. We did check references with local school districts, about six local school districts, the City of Bethlehem, the City of Allentown, who have used Portnoff and all, provided positive recommendations. At the May Finance Committee Meeting, we did share information on two other vendors that collect delinquent taxes for districts, but they do it differently than Portnoff. The upfront cost is the cost of a mailing to the district, which is then repaid as the taxes are collected by Portnoff. There are not additional fees to the district with the other vendors. They do it on a loan basis where they loan the delinquent tax money to the district and then get paid back as they collect the taxes. So upfront it is the district in essence taking a loan on those rather than waiting to collect them directly as Portnoff would. I was not prepared to recommend that we incur any additional debt through the delinquent collection process. It is also hard as we heard last time at our May Meeting, Mrs. Gober shared from a representative from another district, that once you get into that cycle of borrowing and then paying it back as the delinquents come in, it is hard to get out of that cycle. We don't get into that cycle with Portnoff. Portnoff has positive recommendations from many of our neighbors who have used them for years. We think it will generate an additional \$500,000 in revenue for 2011-2012, so I would ask the board to approve the recommendation.

Director Leeson stated: President Cann, respectfully, we have had a very bad experience with the Financial Advisor. That Financial Advisor is still being used and other community and other districts would recommend that financial advisor as well. So, the recommendation is not necessarily the only reason for us to choose a particular professional service, and I feel that we were well served by using an RFP process in choosing a financial advisor, and I agree that I think that that is a process by which we have an opportunity to really see the different services that are available to all of us, it is the best way for the board to choose professional services.

Director Burkhardt stated: It is troubling to me that we would overlook a way of gathering perhaps \$500,000 to our budget, it is also equally troubling that there are well over 1,000 pieces of property that a person or organization is not paying their taxes. I think that that is a slap in the face to the thousands of homeowners and others that are doing what they are expected to do. I can remember reading articles where there are people who do this on purpose. They put off to the very last minute until it is almost at an upset sale and then all of sudden they can come forward and pay the taxes which could be two, two and a half or three years from when the real estate tax was owed. I simply don't see the problem with using this organization for a year, see how it goes, and see what kind of return we get on this investment.

Director Tenaglia stated: Well, we know have a process where we see one recommendation, we question it, the administration comes back to us and says we picked two other people to look at, and we feel our

recommendation is still valid. Why not put an RFP out there to let anyone who wishes to apply? Additionally why not go back to the county, as the superintendent said he had conversations with the county for increased tax collection efforts on their behalf at the April Budget Meeting? If you're concerned about the process, why not give the county the opportunity to see if they have a solution to increase the tax collections. Yes, the 1,800 number is troubling, but it is the lowest number in the last six years.

Director Burkhardt stated: As a response, I would simply say that I do trust our administration to be able to bring recommendations to us, and they have done their homework in terms of looking at other organizations that do similar services. Is there somebody out there, that possibly could come forward, perhaps, but I believe that we have hired people to do some of these things for us as well, and I don't quite see the need for the RFP to the degree that you are saying.

Director Tenaglia stated: I sent an email to the board, and I pointed out to the board, that the previous administration wished for us to continue with the individual who had brought to us, our now infamous swaps, in 75 percent variable rate debt and that individual is still considered a preferred vendor by the PSBA.

Dr. Roy stated: I would like to just mention, and I appreciate the opportunity to talk with Director Tenaglia last week about this as well that the RFP process is an appropriate process to use. In this case however, the scope of service is extremely narrow, it is to collect delinquent taxes for one year. The cost to the district will be 0, unless they fail to collect any taxes whatsoever, then we would be reimbursed for the cost of the mailing, so the scope of service and the risk to the district are both quite small, and I don't think really comparable to when we went through the RFP process that resulted in PFM, much larger scope of service, hundreds and hundreds of millions of dollars and advice that we were taken from them moving into the future. So, again, I encourage the board to approve this.

Director Leeson stated: I just had a small clarification for Director Burkhardt. I am not hearing that anyone is not concerned about collecting delinquent taxes. I think it is the process that we are using, not whether we are interested in collecting the taxes or not. Just for clarification.

Director Tenaglia stated: Our scope of service as it relates to the selection of the auditor, is rather limited in scope and limited in service and there a past practice has been to do an RFP for that professional service.

President Cann stated: If the consensus is no on this, then Director Leeson can bring forward her motion for an RFP, it doesn't mean it goes away.

President Cann stated: We will take a roll call vote on items 1, 6, 9, 10, and 21.

The question was called with roll call as follows: Directors Amato – Yea to all except nay to 1, 21; Burkhardt – Yea to all except nay 1, abstain from no page 18, section 9, group 38; Faccinetto – Yea to all except 1; Leeson – Yea to all except nay to 1, 6, 21, abstain 9; McKeon – Yea to all except nay to 1; Ortiz – Yea to all; Tenaglia, Yea to all except 1, 21; and President Cann – Yea to all.

Item #1 – Motion fails 2-6

Item #6 – Motion passes 7-1

Item #9 – Motion passes 6-0-2

Item #10 – Motion passes 8-0

Item #21 – Motion passes 5-3

BETHLEHEM AREA SCHOOL DISTRICT

Resolution No. _____, 2011

**RESOLUTION APPROVING COLLECTION PROCEDURES
AND ADOPTING PENALTY, INTEREST AND SCHEDULE
OF ATTORNEY FEES TO BE ADDED TO THE AMOUNT
COLLECTED AS PART OF REAL ESTATE TAXES FOR
DELINQUENT ACCOUNTS.**

WHEREAS, to be fair to all taxpayers in the District, it is necessary for Bethlehem Area School District to recover promptly the amount of delinquent unpaid real estate taxes, and if necessary, by legal proceedings; and

WHEREAS, in the past the amount recovered in such proceedings has been depleted by the cost of reasonable attorney fees incurred by Bethlehem Area School District in the proceedings, and in the case of smaller claims, making enforcement not financially feasible; and

WHEREAS, the Municipal Claims and Tax Liens Act, 53 P.S. § 7101 et seq. (the "Act"), authorizes the adding of additional attorney fees, charges, expenses, commissions and fees to the total payable with respect to unpaid real estate taxes but only if the school district involved has approved by Resolution a schedule of such fees; and

WHEREAS, Bethlehem Area School District has determined that it is in the best interest of all taxpayers and other residents to have vigorous enforcement of all delinquent and other unpaid charges, utilizing the procedures set forth in the Act, except in the cases of serious hardship, which Bethlehem Area School District will address on a case-by-case basis pursuant to uniform policies; and

WHEREAS, Bethlehem Area School District has reviewed the subject of penalty, interest, and attorney fees for collection matters, and has determined that the fees set forth in the schedule hereby adopted are reasonable in amount for the services herein described.

NOW THEREFORE, IT IS HEREBY RESOLVED AND ENACTED BY BETHLEHEM AREA SCHOOL DISTRICT AS FOLLOWS:

1. Fees to be Added to the Unpaid Claim.

Bethlehem Area School District hereby approves the following fee schedule for the collection of unpaid claims, which fees shall be added to the unpaid claim.

(a) Notice Expense. A charge, not to exceed \$50.00, plus postage, shall be added to the unpaid claim for providing notice of delinquency pursuant to Section 7106 of the Municipal Claims and Tax Liens Act. The Bethlehem Area School District may hire a private company to perform this service and add the amount of this charge to the unpaid claim.

(b) Collection Fees.

Handling fee for returned check	\$ 30.00
Handling fee to issue refund check	\$ 20.00
Bookkeeping fee for payment plan of 3 months or less	\$ 25.00
Bookkeeping fee for payment plan of more than 3 months	\$ 50.00
Guaranteed Payoff Fee	\$ 25.00

(c) Legal Fees.

Initial review and sending first demand letter	\$160.00
File lien and prepare satisfaction	\$250.00
Prepare Writ of Scire Facias	\$250.00
Obtain Re-issued Writ	\$ 30.00
Prepare and mail letter under Pa. R.C.P. 237.1	\$ 30.00
Prepare Motion for Alternate Service	\$250.00
Prepare Request for Production of Documents in preparation for Trial	\$ 25.00
Prepare Pre-Trial Memorandum	\$150.00
Prepare Motion for Judgment for Want of Sufficient Affidavit of Defense pursuant to 53 P.S. §7271	\$150.00
Prepare Default Judgment	\$175.00
Prepare Writ of Execution	\$800.00
Attendance at Sale; Review Schedule of Distribution and Resolve Distribution Issues	\$400.00
Continue Sheriff Sale	\$ 50.00

Petition to Assess Damages	\$ 50.00
Petition for Free and Clear Sale	\$400.00
Prepare bankruptcy proof of claim	\$100.00
Services not covered above	At an hourly rate between \$60.00-\$225.00 per hour

2. Costs to be added to the Unpaid Claims.

In addition, the reasonable and necessary out-of-pocket charges, costs, expenses, commissions and fees incurred in collection, such as but not limited to, postage, title searches, prothonotary fees and sheriff fees, shall be added to the unpaid claims.

3. Interest. Interest will be assessed upon all delinquent unpaid claims at a rate of 10% per annum and added to the unpaid claim.

4. Collection Procedures. The following collection procedures are hereby established in accordance with the Act:

(a) At least thirty (30) days prior to assessing or imposing attorney fees in connection with the collection of an account, Bethlehem Area School District or its designee shall mail or cause to be mailed, by certified mail, return receipt requested, a notice of such intention to the taxpayer or other entity liable for the account (the "Property Owner").

(b) If the certified mail notice is undelivered, then, at least ten (10) days prior to the assessing or imposing such attorney fees, Bethlehem Area School District or its designee shall mail or cause to be mailed, by first class mail, a second notice to the property owner.

(c) All notices required by this Resolution shall be mailed to the property owner's last known post office address as recorded in the records or other information of Bethlehem Area School District or such other address as it may be able to obtain from the County Office of Assessment and Revision of Taxes.

(d) Each notice as described above shall include the following:

(i) The type of tax or other charge, the date it became due and the amount owed, including penalty and interest;

(ii) A statement of Bethlehem Area School District's intent to impose or assess attorney fees within thirty (30) days after the mailing of the first notice, or within ten (10) days after the mailing of the second notice;

(iii) The manner in which the assessment or imposition of attorney fees may be avoided by payment of the account; and

(iv) The place of payment for accounts and the name and telephone number of Bethlehem Area School District's representative designated as responsible for collection matters.

5. **Related Action.** The proper officials of Bethlehem Area School District are hereby authorized and empowered to take such additional action as they may deem necessary or appropriate to implement this Resolution.

6. **Appointment of Solicitor.** Bethlehem Area School District appoints Michelle R. Portnoff, Esquire as Solicitor for the limited purpose of collecting delinquent real estate taxes and hereby authorizes her, and attorneys under her supervision, to sign any and all documents, including real estate tax claims, on behalf of the Bethlehem Area School District.

DULY RESOLVED AND ENACTED BY BETHLEHEM AREA SCHOOL DISTRICT
ON May 23, 2011.

Bethlehem Area School District

Michelle Portnoff

[Seal]

Attest:

Steve M. Bove
Secretary

**AGREEMENT FOR COLLECTION OF
DELINQUENT REAL ESTATE TAXES ON BEHALF OF
BETHLEHEM AREA SCHOOL DISTRICT**

Portnoff Law Associates, Ltd. (hereinafter "Portnoff") agrees to undertake the collection of delinquent real estate taxes during the term of this contract, for Bethlehem Area School District (hereinafter referred to as "School District") pursuant to the following terms and conditions.

School District agrees to retain Portnoff as its exclusive agent and special counsel for the collection of unpaid real estate taxes for the term of this contract. School District agrees to enact any and all resolutions required by state law to impose the attorney fees, charges, expenses, commissions and fees set forth herein upon the delinquent property owner. School District understands and agrees that it is responsible to provide all delinquent property owners with the notice as required by the Municipal Claims and Tax Liens Act, 53 P.S. §7101 et. seq., and hereby retains Portnoff to prepare and send that notice on its behalf at a cost of \$40.00 per notice, plus postage.

School District agrees to transmit to Portnoff, within sixty (60) days of the date the agreement becomes binding, the following: name of property owner, property address, billing address, tax parcel number, assessed value of the property, and the year and amount of the delinquency.

Portnoff shall undertake to collect School District's delinquent real estate taxes pursuant to the steps set forth as follows and shall be compensated according to fee schedule set forth as follows:

<u>ACTION</u>	<u>LEGAL FEES</u>	<u>PROTHONOTARY FEES</u>	<u>SHERIFF FEES</u>
Verify data, set up and open file, prepare and send demand letter, account for monies received.	\$160.00		
File lien and send second letter and account for monies received. Prepare and file praecipe to satisfy lien.	\$250.00	Per County fee schedule	
Prepare and file Writ of Scire Facias, account for monies received.	\$250.00	Per County fee schedule	Varied
Prepare and mail correspondence per Pa. R.C.P. §237.1	\$ 30.00		
Prepare and file Default Judgment, account for monies received.	\$175.00	Per County fee schedule	
Prepare and file Writ of Execution for Sheriff Sale.	\$800.00	Per County fee schedule	Varied ¹

¹ A deposit of \$1,500.00 in Lehigh County and \$2,500.00 in Northampton County is required, and is adjusted based upon actual costs.

School District acknowledges that the fees set forth herein are fair and reasonable fees for the services to be provided.

There may be instances where additional legal action is necessary. If the sheriff is unable to serve the property owner, it may be necessary to re-issue the writ of scire facias. Portnoff's charge for the re-issuance is \$30.00. If it is necessary to move the court for service, Portnoff's charge for preparation of the pleadings and effectuating service is \$250.00. There may be advertising costs above and beyond the legal fee. If Portnoff is required to file a Petition to Assess Damages (i.e. the legal fees and costs), Portnoff's charge is \$50.00. If School District wishes for Portnoff to continue a Sheriff Sale, Portnoff's charge is \$50.00. If Portnoff must attend a Sheriff Sale, there is an additional charge of \$400.00 for Portnoff's preparation for the sale, attendance at the sale and the implementation of the paperwork thereafter. If it is necessary for Portnoff to petition the court for an Order to Sell Free and Clear, Portnoff's charge is \$400.00. If Portnoff receives a check that is returned from the bank, there will be a handling charge of \$30.00. If Portnoff receives an overpayment, and issues a refund, there will be a handling fee of \$20.00. If the property owner files for bankruptcy protection and School District wishes for Portnoff to file a claim on its behalf, there will be a charge of \$100.00.

In the event School District authorizes Portnoff to accept a payment schedule involving payments of three (3) months or less, Portnoff shall be entitled to a one-time fee of \$25.00 for bookkeeping services. In the event School District authorizes Portnoff to accept a payment plan schedule involving payments of more than three (3) months, Portnoff shall be entitled to a one-time fee of \$50.00 for bookkeeping services. If Portnoff is asked to research and prepare a guaranteed written payoff letter that sets forth the status of delinquent accounts within the School District, the fee for doing so is \$25.00.

If extraordinary litigation arises, School District will be billed at an hourly rate. For instance, if a property owner files an affidavit of defense to the writ of scire facias, Portnoff will keep daily records of time expended in prosecuting the claim, and bill for that time at an hourly rate, together with any out of pocket costs. The rate of Portnoff's personnel ranges from \$60-\$225 per hour. Portnoff will have the work delegated cost-effectively. If Portnoff prepares a Request for Production of Documents in preparation for trial, the charge is \$25.00. The charge to prepare a Pre-Trial Memorandum is \$150.00. The charge to prepare a Motion for Judgment for Want of Sufficient Affidavit of Defense pursuant to 53 P.S. §7271 is \$150.00.

The charges for out-of-pocket costs, expenses, commissions and fees which include, but are not limited to, postage, title searches, prothonotary fees, and sheriff fees, are passed directly on to School District and may vary from those set forth above. All of the above charges are passed on by School District to the delinquent property owner and become a part of its lien.

Anything to the contrary in the contract notwithstanding, with exception of the notice expense for the notice of delinquency, Portnoff Law Associates, Ltd. will undertake the representation of Bethlehem Area School District in the collection of its delinquent real estate taxes without any out-of-pocket expense to the School District with the understanding that the payment of Portnoff's legal fees and court costs will be contingent upon collection thereof from the delinquent property owner, subject to the following caveats:

1. If the School District suspends legal action prior to payment in full or the listing of the real estate for Sheriff Sale, and/or
2. If legal proceedings are instituted or continued due to School District error, and/or
3. Upon expiration or termination of the contract.

In those situations, the School District is obligated to pay Portnoff all fees and costs incurred in connection with those accounts.

Portnoff will remit funds received, together with a detailed accounting, in an easy-to-read format, no less frequently than once per month, and weekly when the accumulated funds are more than \$1,000.00. Portnoff shall also provide School District with a quarterly status of all pending files. In the event School District requires additional information, record organization or custom financial reports, School District shall be charged a minimum of \$25.00 per request, and will be billed at an hourly rate of \$60.00.

Portnoff agrees to indemnify, hold free and save harmless School District from any and all acts or omissions of Portnoff in the collection of the above-mentioned delinquencies. School District shall save harmless and indemnify Portnoff from and against any and all loss, damage or claim for actual or attempted fee collection arising from the withholding of correct, legal or proper information by School District from Portnoff.

It is understood and agreed that the success of this process is predicated upon School District's willingness to proceed to Sheriff Sale in the absence of payment. In the event School District desires to suspend litigation prior to payment in full, or the listing of the real estate for sheriff sale, School District becomes immediately obligated to reimburse Portnoff for all costs and to pay Portnoff all fees generated in connection with the withdrawn claims.

School District agrees at all times to provide Portnoff with cooperation and candor, and to respond in a timely manner to all requests and inquiries Portnoff may have with regard to any assessment or other matter germane to Portnoff's representation. Portnoff likewise agrees at all times to provide the School District with a listing of information and respond in a timely manner to all requests and inquiries the School District may have with regard to any assessment, pending claim, or any other matter pertaining to a delinquent account. The School District agrees to refer to Portnoff for collection all those accounts which are declared delinquent by the School District. School District agrees to adopt a policy whereby requests for hardship exemptions can be properly evaluated. Portnoff will assist, upon request, in the establishment and administration of such a policy without additional charge. School District reserves the right to determine which accounts are declared delinquent and all such accounts shall be referred to Portnoff.

This agreement shall be in effect from January 1, 2012 through December 31, 2012. This agreement shall be renewed under the same terms and conditions bi-annually for two year terms thereafter unless either party provides written notice of termination to the other no sooner than 90 days and no later than 45 days prior to the expiration of the contract. Upon termination of the contract, School District shall promptly execute and deliver whatever documents are necessary to allow Portnoff to formally withdraw its appearance in any and all pending litigation. Termination of the contract does not relieve any obligations of School District to pay any sums due Portnoff hereunder.

May 23, 2011

This agreement becomes binding upon School District upon adoption by School District of an appropriate resolution as to the same. No terms and/or conditions of this agreement may be changed without first receiving approval from School District by means of further resolution adopted.

Bethlehem Area School District

By:

Michelle L. Hann

Attest:

Stacy M. Moberg

Date:

5/25/11

Portnoff Law Associates, Ltd.

By:

Michelle Portnoff

Attest:

Susan L. Anderson

Date:

6/1/11

BETHLEHEM AREA SCHOOL DISTRICT

RESOLUTION NO. _____

**RESOLUTION DIRECTING LEHIGH COUNTY TAX CLAIM BUREAU NOT
TO COLLECT DELINQUENT REAL ESTATE TAXES ON BEHALF OF THE
BETHLEHEM AREA SCHOOL DISTRICT**

WHEREAS, the Bethlehem Area School District ("School District") is authorized to collect delinquent taxes pursuant to the Municipal Claims and Tax Liens Act, 53 P.S. Section 7101 et seq., as amended (the "Act"); and

WHEREAS, the School District has determined that it is in the best interest of all taxpayers and other residents to have vigorous enforcement of all delinquent and other unpaid charges, utilizing the procedures set forth in the Act; and

WHEREAS, the School District has contracted with a third party collector for the collection of delinquent real estate taxes, utilizing the procedures set forth in the Act; and

WHEREAS, the Lehigh County Tax Claim Bureau ("Bureau") is an agent of the School District as per 72 P.S. Section 5860.208 of the Real Estate Tax Sale Law (RETSL); and

NOW, THEREFORE, IT IS HEREBY ORDAINED AND ENACTED BY BETHLEHEM AREA SCHOOL DISTRICT AS FOLLOWS:

1. Until further notice, the School District declares that it is collecting the delinquent real estate taxes utilizing the procedures set forth in the Act, exclusively and independently of any other statute governing the collection of taxes, including the Act of July 7, 1947 (P.L. 1368, No. 542), known as the "Real Estate Tax Sale Law" and independent of any county tax claim bureau.
2. Until further notice, the School District directs the Bureau not to take any action to collect the delinquent real estate taxes, except that when the Bureau is selling any property at Upset Sale, Private Sale, Judicial Sale or Repository Sale under the procedures set forth in the RETSL, the Bureau is directed by the School District to include tax delinquencies being collected by the School District's third party collector. The School District further directs the Bureau not to incur any costs or liabilities for said delinquent taxes except as necessary for the Bureau to include said delinquent taxes when the Bureau is selling properties at the Bureau's Upset Sale, Private Sale, Judicial Sale or Repository Sale pursuant to the RETSL.

May 23, 2011

3. **Related Action.** The proper officials of the School District are hereby authorized and empowered to take such additional action as they may deem necessary or appropriate to implement this Resolution.

DULY ORDAINED AND ENACTED BY BETHLEHEM AREA SCHOOL DISTRICT ON
May 23, 2011.

BETHLEHEM AREA SCHOOL DISTRICT

Mike Lann

[Seal]

Attest:

Steve Motta
Secretary

BETHLEHEM AREA SCHOOL DISTRICT

RESOLUTION NO. _____

**RESOLUTION DIRECTING NORTHAMPTON COUNTY TAX CLAIM
BUREAU NOT TO COLLECT DELINQUENT REAL ESTATE TAXES ON
BEHALF OF THE BETHLEHEM AREA SCHOOL DISTRICT**

WHEREAS, the Bethlehem Area School District ("School District") is authorized to collect delinquent taxes pursuant to the Municipal Claims and Tax Liens Act, 53 P.S. Section 7101 et seq., as amended (the "Act"); and

WHEREAS, the School District has determined that it is in the best interest of all taxpayers and other residents to have vigorous enforcement of all delinquent and other unpaid charges, utilizing the procedures set forth in the Act; and

WHEREAS, the School District has contracted with a third party collector for the collection of delinquent real estate taxes, utilizing the procedures set forth in the Act; and

WHEREAS, the Northampton County Tax Claim Bureau ("Bureau") is an agent of the School District as per 72 P.S. Section 5860.208 of the Real Estate Tax Sale Law (RETSL); and

NOW, THEREFORE, IT IS HEREBY ORDAINED AND ENACTED BY BETHLEHEM AREA SCHOOL DISTRICT AS FOLLOWS:

1. Until further notice, the School District declares that it is collecting the delinquent real estate taxes utilizing the procedures set forth in the Act, exclusively and independently of any other statute governing the collection of taxes, including the Act of July 7, 1947 (P.L. 1368, No. 542), known as the "Real Estate Tax Sale Law" and independent of any county tax claim bureau.
2. Until further notice, the School District directs the Bureau not to take any action to collect the delinquent real estate taxes, except that when the Bureau is selling any property at Upset Sale, Private Sale, Judicial Sale or Repository Sale under the procedures set forth in the RETSL, the Bureau is directed by the School District to include tax delinquencies being collected by the School District's third party collector. The School District further directs the Bureau not to incur any costs or liabilities for said delinquent taxes except as necessary for the Bureau to include said delinquent taxes when the Bureau is selling properties at the Bureau's Upset Sale, Private Sale, Judicial Sale or Repository Sale pursuant to the RETSL.

3. **Related Action.** The proper officials of the School District are hereby authorized and empowered to take such additional action as they may deem necessary or appropriate to implement this Resolution.

DULY ORDAINED AND ENACTED BY BETHLEHEM AREA SCHOOL DISTRICT ON

_____, 2011.

BETHLEHEM AREA SCHOOL DISTRICT

[Seal]

Attest:

Secretary

RECOMMENDATIONS OF THE ADMINISTRATION – May 23, 2011

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22. *Bid Awards - Fall Sports Supplies 2011***INFORMATION:**

Bids were received and publicly opened at noon Wednesday, March 23, 2011, for Fall Sports Supplies. Bids were mailed to 37 vendors with 24 bids received. The bids have been tabulated and reviewed by the appropriate administrative and supervisory personnel. The recommendation of the awards is based upon the lowest responsible bidder meeting specifications.

<u>VENDOR</u>	<u>AMOUNT</u>
Anaconda Sports	\$ 1,008.50
Arrowhead Athletics	628.20
Bethlehem Sporting Goods	35,775.66
Cannon Sports	829.44
Collins Sports Medicine	313.43
Georgi-Sports	313.20
Gilman Gear	509.25
Herb's Sport Shop	6,291.44
Medco Supply	483.24
Moore Medical	1,616.10
Neff Motivation	580.25
Northern Lehigh Team Sales	2,053.80
Passons Sporting Goods	740.33
Pyramid School Products	1,029.66
SportDecals	174.40
United Health Supply	<u>8,188.26</u>
TOTAL AMOUNT AWARDED	<u>\$60,535.16</u>

All low bid items have been awarded except those which have not met specifications.

This item was reviewed with the Board at the May 9, 2011, Board Finance Committee Meeting.

RECOMMENDATION:

That the Board of Schools District awards the bids for the 2011 Fall Sports to the lowest responsible bidders who have met the specifications for the total amount of \$60,535.16 and to be paid from the 2011-2012 Athletic Fund Budget.

**Account Code: 29-3250-610 Athletic Fund – Supplies
2011-2012 Budget**

The administration's recommendations 2, 3, 4, 5, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 22 were considered together.

23. *Budgetary Transfers – 2010-2011*

RECOMMENDATION:

That the administration be authorized to make budgetary transfers in the 2010-2011 General Fund Budget as set forth in the attachment.

Director McKeon made a motion, seconded by Director Faccinetto, to accept the Financial Report and Payment of Bills, (Item number 23, 24, and 25).

President Cann asked for a roll call vote.

The question was called with roll call as follows: Yea, Directors Amato, Burkhardt, Faccinetto, Leeson, McKeon, Ortiz, Tenaglia, and President Cann.

The motion passes 8-0

Bethlehem Area School District
2010-11 Budget Transfers

April, 2011

<u>FROM ACCOUNT</u>	<u>DESCRIPTION</u>	<u>TO ACCOUNT</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>REASON</u>
10-2380350-000-350-000-50	Security/Safety Svcs-Principal Off	10-2830530-000-350-000-50	Communications-Staff Svcs	\$ 1,169.98	Correct April entry
10-5900840-000-000-000-AC	Budgetary Reserve	10-1290820-000-300-000-AA	Special Ed Settlements	1 \$ 70,000.00	Reverse April entry to correct acct
10-1100580-000-000-000-AE	Travel- Regular Instruction	10-1211580-000-300-000-AE	Travel - Life Skills	\$ 200.00	Cover negative balance
10-1100580-000-000-000-AE	Travel- Regular Instruction	10-1231580-000-114-000-AE	Travel - Emot. Support Sp. Ed.	\$ 100.00	Cover negative balance
10-1100580-000-000-000-AE	Travel- Regular Instruction	10-1241580-000-100-000-AE	Travel - Learning Support Sp. Ed.	\$ 200.00	Cover negative balance
10-1100580-000-000-000-AE	Travel- Regular Instruction	10-2160580-000-300-000-AE	Travel - Social Work Sp. Ed.	\$ 150.00	Cover negative balance
10-1100580-000-000-000-AE	Travel- Regular Instruction	10-2271581-000-000-000-AE	Conf. Exp.-Instr. Staff Develop.	\$ 160.00	Conference expense for K. Halkins
10-1100610-000-000-000-AE	General Supplies	10-2120810-000-300-000-AE	Dues/Fees-Guidance Services	\$ 350.00	College Board Fees
10-2360330-000-060-000-AE	Other Prof. Services-Supt.	10-2310618-000-060-000-AE	Adm. Software - Board	\$ 400.00	PSBA Policy Web Maintenance
10-2360330-000-060-000-AE	Other Prof. Services-Supt.	10-2830330-000-000-000-AE	Other Prof. Services - Staff	\$ 400.00	Preferred EAP Services
10-2360330-000-060-000-AE	Other Prof. Services-Supt.	10-2830330-000-060-000-AE	Other Prof. Services - Staff	\$ 250.00	Preferred EAP Services
10-2360890-000-060-000-AE	Miscellaneous Expenditures - Supt.	10-2310751-000-000-000-AE	Non-Capital Equip.-Add. Board	\$ 135.50	Bethlehem Teach Charge
10-2360330-000-060-000-AE	Other Prof. Services-Supt.	10-2310330-000-000-000-AE	Other Prof. Services-Bd Serv.	\$ 2,000.00	PA Trust (partial payment)
10-2360811-000-060-000-AE	Prof. Organizations-Supt.	10-2310330-000-000-000-AE	Other Prof. Services-Bd Serv.	\$ 4,000.00	PA Trust (partial payment)
10-2360810-000-060-000-AE	General Supplies-Supt.	10-2310330-000-000-000-AE	Other Prof. Services-Bd Serv.	\$ 3,550.00	PA Trust (partial payment)
10-2500340-000-000-000-GA	Bus Off Prof Svcs	10-2310330-000-060-000-AA	Other Prof. Serv. - Board Svcs	1 \$ 11,552.00	Audit Services
10-2240610-000-353-000-53	General Supplies-Computer Sprt	10-1100618-000-353-000-53	Adm. Software/Fees/Supplies	\$ 325.00	Admin hardware/software updates
10-2260123-000-353-000-53	Prof Ed Ot Sal-C&I Development	10-3210610-000-353-000-53	General Supplies-Student Activ	\$ 667.00	Academic Awards/Medals
10-2220610-000-353-000-53	General Supplies-Tech Suprt Sr	10-2250610-000-353-000-53	General Supplies-Library Serv	\$ 173.00	Library Supplies
10-2240610-000-353-000-53	General Supplies-Tech Suprt Sr	10-2250618-000-353-000-53	Adm Softw/Fees/Supply-Library	\$ 50.00	Online Ebooks Subscription
10-2380580-000-353-000-53	Travel-Principal Off	10-2600761-000-353-000-53	Non-Cap Equip Repl-Opr/Maint	\$ 225.00	Replace Security Camera
10-3210610-000-244-000-44	Student Activity - Supply Account	10-3210894-000-244-000-44	Student Fee Instr. Related Event	\$ 841.00	Science Olympiad field trip
10-3210610-000-244-000-44	Student Activity - Supply Account	10-3210122-000-244-000-44	Substitute Account	\$ 622.98	Science Olympiad field trip

*Bethlehem Area School District
2010-11 Budget Transfers*

April, 2011

10-1100111-000-300-320-D2	Admin Reg Salary	10-1450123-000-300-320-D2	Teacher Salary Night School	\$ 6,798.00	Night school facilitator salary
10-1100111-000-300-320-D2	Teacher Reg Salary	10-1450123-000-300-320-D2	Teacher Salary Night School	\$ 41,200.00	Night school teacher salary
10-2240348-000-000-535-TL	TechnologyServ-CompSprt	10-2240348-000-020-535-TL	Technology Serv-Computer Sprt	\$ 1,772.40	balance account
10-2240618-000-000-535-TL	Computer Technology	10-2240618-000-000-000-TL	Adm Softw/Fees/Sup-Computer	\$ 9,995.00	balance account
10-2240768-000-000-535-TL	CapEndUserEquip-CompSprt	10-2240767-000-000-535-TL	NonCap Equip Computer Sprt	\$ 157.12	balance account
10-2240768-000-000-535-TL	CapEndUserEquip-CompSprt	10-2240788-000-000-535-TL	Cap End User Equip-Computer Sp	\$ 1,220.00	balance account
10-2240768-000-000-535-TL	CapEndUserEquip-CompSprt	10-2240788-000-300-535-TL	Cap End User Equip-Computer Sp	\$ 1,494.51	balance account
10-2250810-000-000-535-TL	General Supplies-Library	10-2250810-000-000-535-TL	Dues And Fees-Library Serv	\$ 1,045.00	balance account
10-3250757-000-020-535-TL	Non-Cap Qquip/Orig/Addnl Athletics	10-2380751-000-020-535-TL	Non-Cap Equip/Orig/Addnl-Princ	\$ 3,525.27	balance account
10-2240648-000-000-535-TL	EduSoftware/Lic Fee	10-1360648-000-353-535-TL	Educ Software/Licen Fee-Vo Ed	\$ 31.50	balance account
10-2840610-000-069-000-TN	General Supplies - Data Proc.	10-2836324-000-000-000-TN	Dues & Fees-Data Processing	\$ 390.00	A/CAPA Conference
10-2840610-000-069-000-TN	General Supplies - Data Proc.	10-2836324-000-069-000-TN	Ninstr/Ncert Staf Devlpmnt	\$ 1,280.00	eSchoolPlus - Training
10-2840610-000-069-000-TN	General Supplies - Data Proc.	10-2840442-000-069-000-TN	Rental Equip-Data Process	\$ 800.00	Line Printers
10-2840610-000-069-000-TN	General Supplies - Data Proc.	10-2840580-000-069-000-TN	Travel-Data Process	\$ 300.00	Department Mileage
10-2840438-000-069-000-TN	Repair/Maint IT Equip-Data Proc	10-2840618-000-069-000-TN	Adm Softw/Fees/Supply-Data Pro	\$ 177,693.00	Maintenance Contracts
10-2840610-000-069-000-TN	General Supplies - Data Proc.	10-2840640-000-069-000-TN	Books/Periodicals-Data Proc	\$ 115.00	Joomla Books
10-2840610-000-069-000-TN	General Supplies - Data Proc.	10-2840767-000-069-553-TN	Non-Cap End User Equip-DP	\$ 1,297.00	A. Santee's Computer

24. *Monthly Bills*

INFORMATION:

That the bills, which have been reviewed as to correctness by the appropriate business office staff and verified by the treasurer, be approved for payment. A copy of the bill list is available in the Business Office of the Education Center, 1516 Sycamore Street, Bethlehem, Pennsylvania, for review.

Director McKeon made a motion, seconded by Director Faccinetto, to accept the Financial Report and Payment of Bills, (Item number 23, 24, and 25).

President Cann asked for a roll call vote.

The question was called with roll call as follows: Yea, Directors Amato, Burkhardt, Faccinetto, Leeson, McKeon, Ortiz, Tenaglia, and President Cann.

The motion passes 8-0

25. *Budget Information*

INFORMATION:

Presented for information is the statement of the Condition of the Budget by major accounts.

Director McKeon made a motion, seconded by Director Faccinetto, to accept the Financial Report and Payment of Bills, (Item number 23, 24, and 25).

President Cann asked for a roll call vote.

The question was called with roll call as follows: Yea, Directors Amato, Burkhardt, Faccinetto, Leeson, McKeon, Ortiz, Tenaglia, and President Cann.

The motion passes 8-0

2010-2011 REVENUES

Description	A	B	C	D	F	G
	2010-2011				2009-2010	
	Budget	Realized April, 2011	Unrealized \$ (B-A = C)	Unrealized % (C/ A = D)	Realized April, 2010	Realized June, 2010
CURRENT REAL ESTATE	113,780,198	116,538,817	2,758,619	2.42%	105,536,368	105,221,193
INTERIM REAL ESTATE	1,199,999	1,019,131	(180,869)	-15.07%	3,622,570	2,770,002
PUBLIC UTILITY REALTY	153,000	178,848	25,848	16.89%	166,715	166,715
PAYMENTS IN LIEU OF TAX	145,000	172,787	27,787	19.16%	130,379	130,379
UNDISTRIBUTED TAXES		44,599	44,599	-	70,905	0
PER CAPITA TAX SECT 679	240,000	230,048	(9,952)	-4.15%	233,508	234,558
PER CAPITA TAX ACT 511	240,000	230,048	(9,952)	-4.15%	233,508	234,558
LOCAL SERVICES TAX	330,000	212,669	(117,331)	-35.55%	219,403	290,067
EARNED INCOME TAX	11,600,000	7,127,522	(4,472,478)	-38.56%	8,904,308	11,320,449
REAL ESTATE TRANSFER TAX	2,000,000	1,043,343	(956,657)	-47.83%	1,259,658	1,493,020
MERCANTILE TAX	2,300,000	1,663,382	(636,618)	-27.68%	456,965	2,607,406
DISCOUNTS TAKEN ON CURRENT R E	0	(4,211,712)	(4,211,712)			
DEL. REAL ESTATE	3,100,000	2,942,411	(157,589)	-5.08%	3,346,837	3,632,646
DEL. PER CAPITA SECT 679	60,000	54,382	(5,618)	-9.36%	61,288	87,569
DEL. LOCAL SERVICES TAX			-	-		
DEL. MERCANTILE TAX	350,000	548,750	198,750	56.79%	323,758	366,517
TOTAL LOCAL TAX SOURCES	\$ 135,498,197	\$ 127,795,025	\$ (7,703,172)	-5.69%	\$ 124,586,171	\$ 128,555,075
INTEREST ON INVESTMENTS	750,000	34,534	(715,466)	-95.40%	195,098	192,651
SALES NON-REIMBURSABLE PROGRAM		903				
STUDENT FEES/ SPECIAL EVENTS	-	8,735	8,735		50	243,366
REV OTHER LOCAL GOVT UNITS		1,000				
STATE REV OTHER PA PUBLIC SCHOOLS		14,714				12,211
STATE REV OTHER INTERMEDIARY	182,051	140,991	(41,060)	-22.55%	143,781	140,006
FEDERAL REV OTHER PA PUBLIC SCHOOLS		200			146,935	500
FEDERAL IDEA	1,876,243	963,751	(912,492)	-48.63%	1,608,660	1,910,287
FED ARRA IDEA REV REC AS PASS THROUGH						1,474,130
FEDERAL REV OTHER INTERMEDIARY	259,919	217,741	(42,178)	-16.23%	302,466	320,268
RENTALS	50,000	53,978	3,978	7.96%	50,050	80,728
CONTRIBUTIONS		139,375	139,375		133,074	201,468
TUITION FROM PATRONS	500,000	391,890	(108,110)	-21.62%	510,823	379,668
SRVCS. / OTH LOC GOV UNITS			-			31,340
COMMUNITY SERVICE ACTIVITY						
MISCELLANEOUS REVENUE	35,000	36,455	1,455	4.16%	28,796	137,492
REFUNDS FROM PRIOR YEAR EXP		558,498	558,498		23,712	211,933
TOTAL OTHER LOCAL SOURCES	\$ 3,853,213	\$ 2,562,766	\$ (1,290,447)	-33.50%	\$ 3,143,444	\$ 5,338,047

2010-2011 REVENUES

Description	A	B	C	D	F	G
	2010-2011				2009-2010	
	Budget	Realized April, 2011	Unrealized \$ (B-A = C)	Unrealized % (C/A = D)	Realized April, 2010	Realized June, 2010
TOTAL LOCAL SOURCES	\$ 139,151,410	\$ 130,357,791	\$ (9,368,934)	-6.73%	\$ 127,729,616	\$ 133,891,126
BASIC INSTRUCTIONAL SUBSIDY	27,716,600	18,620,756	(9,095,844)	-32.82%	16,477,970	22,953,439
CHARTER SCHOOLS	1,873,209	1,292,658	(580,551)	-30.99%	1,352,000	1,710,538
TUITION : ORPHANS/CHILDREN	400,000	-	(400,000)	-100.00%	-	381,605
SCHOOL IMPROVEMENT GRANTS	-	-	-	-	-	9,892
VOCATIONAL EDUCATION	115,000	52,600	(62,400)	-54.26%	52,361	70,055
ALTERNATIVE EDUCATION	-	-	-	-	150,722	-
DRIVER EDUCATION	10,605	-	(10,605)	-100.00%	11,025	11,025
MIGRATORY CHILDREN	2,500	-	(2,500)	-100.00%	-	1,484
SPECIAL EDUCATION	6,538,057	4,938,635	(1,599,422)	-24.46%	4,903,634	6,632,724
ADDITIONAL EDUCATIONAL PROGRAMS	-	96,230	-	-	-	-
EDUCATIONAL ASSISTANCE PRGM (TUTORING)	872,809	766,114	(106,695)	-12.22%	722,756	872,809
PA PRE-K-COUNTS	627,000	402,325	(224,675)	-35.83%	564,300	627,000
REVENUE NOT IN 7200 (SPECIFIC ED PRGMS)	-	-	-	-	9,800	-
TRANSPORTATION	2,370,421	1,607,114	(763,307)	-32.20%	1,629,349	2,355,898
RENTALS AND SINKING FUND	2,148,732	2,665,952	517,220	24.07%	-	2,665,952
HEALTH SERVICES	375,000	352,685	(22,315)	-5.95%	364,439	364,439
PROPERTY TAX RED. ALLOCATION	4,740,869	4,740,869	0	0.00%	4,733,333	4,733,333
PA ACCOUNTABILITY	1,806,167	1,693,715	(112,452)	-6.23%	1,806,167	1,806,167
DUAL ENROLLMENT GRANTS	23,922	48,842	24,920	104.17%	8,152	49,290
PROJECT 720	-	18,093	18,093	-	-	31,016
DCED GRANTS OTHER STATE REV NOT IN 7001	154,234	216,201	61,967	40.18%	217,003	163,598
SOCIAL SECURITY	3,632,579	2,931,180	(701,399)	-19.31%	2,197,974	3,294,386
PSERS - PENSION CONTRIBUTION	3,797,190	1,877,890	(1,919,300)	-50.55%	2,324,133	2,195,275
IMPACT AID	50,000	18,511	(31,489)	-62.98%	45,165	45,165
OTHER FEDERAL PRGM/GRANTS	100,000	143,750	43,750	43.75%	75,699	154,450
NCLB TITLE I	3,302,605	2,339,666	(962,939)	-29.16%	2,774,368	3,267,675
NCLB TITLE II	904,394	674,953	(229,441)	-25.37%	558,530	776,189
NCLB TITLE III	296,807	155,205	(141,602)	-47.71%	327,187	295,357
NCLB TITLE IV	749,023	725,971	(23,052)	-3.08%	484,974	680,770
CHILD CARE & DEVELOPMENT BLOCK GRANTS	170,290	154,126	(16,164)	-9.49%	119,602	172,965
OTHER FEDERAL GRANTS	19,000	25,889	6,889	36.26%	20,000	33,526
ARRA IDEA SEC 619	1,509,830	-	(1,509,830)	-100.00%	-	-
ARRA-TITLE I PARTS A & D	540,000	450,580	(89,420)	-16.56%	1,041,763	1,518,457
ARRA-TITLE I SCHOOL IMPROVEMENT	-	61,574	-	-	-	-
ARRA-STATE FISCAL STABILIZATION	3,089,051	1,933,629	(1,155,422)	-37.40%	1,544,526	3,089,051
ACCESS	42525	21,350	(21,175)	-49.66%	44,105	-
MED ASSIST REIMB FOR ADMIN CLAIMING PRGM	-	27,254	-	-	-	34,457
MED ASSIST REIMB	-	-	-	-	-	2,515,610

2010-2011 REVENUES

Description	A	B	C	D	F	G
	2010-2011				2009-2010	
	Budget	Realized April, 2011	Unrealized \$ (B-A = C)	Unrealized % (C/ A = D)	Realized April, 2010	Realized June, 2010
TOTAL STATE & FEDERAL SOURCES	\$ 67,978,419	\$ 49,056,315	\$ (18,109,162)	-28.11%	\$ 44,561,038	\$ 63,573,598
SPECIAL REV FUND TRANSFERS						\$1,344
INTERFUND TRANSFERS	25,000		(25,000)	-100.00%		
SALE OF FIXED ASSETS	92,000	22,350	(69,650)	-75.71%	107,097	107,947
INTRA FUND TRANSFERS						
INSURANCE RECOVERY			-		7,944	9,489
TOTAL OTHER SOURCES	\$ 117,000	\$ 22,350	\$ (94,650)	-80.90%	\$ 115,041	\$ 208,780
TOTAL REVENUE	\$ 207,246,829	\$ 179,436,456	\$ (28,572,746)	-13.79%	\$ 172,405,693	\$ 197,673,501
UNRESERVED FUND BALANCE			-			
TOTAL FUND APPROPRIATED BALANCE	\$ -	\$ -	\$ -		\$ -	\$ -
TOTAL DISTRICT REVENUE	\$ 207,246,829	\$ 179,436,456	\$ (28,572,746)	-13.79%	\$ 172,405,693	\$ 197,673,501

2010-2011 EXPENDITURES BY PROGRAM

Includes Year-To-Date April, 2011 Information

PROGRAM	PGM CODE	Responsible Office	2010-2011					2009-2010	
			A	B	C	D	E	G	H
			2010-2011	2010-2011	2010-2011	2010-2011	2010-2011	2009-2010	2009-2010
			APPROVED BUDGET	AMENDED BUDGET	EXPENDED BUDGET INCLUDING ENCUMBRANCES as of April, 2011	REMAINING BUDGET \$ (B - C = D)	REMAINING BUDGET % (D / B = E)	EXPENDED BUDGET INCLUDING ENCUMBRANCES as of April, 2010	EXPENDED BUDGET FINAL EXPENDITURES as of June, 2010
BUILDING ALLOCATION	100	PRIN	1,339,515	1,374,515	1,057,982	316,533	23.03%	1,137,431	1,203,651
BOARD	AA	SUPT	499,750	500,350	546,901	(46,551)	-9.30%	337,265	525,668
CABINET	AB	SUPT	1,014,000	996,485	942,896	53,589	5.38%	856,691	1,046,550
BUDGETARY RESERVE	AC	SUPT	2,588,000	2,623,000	-	2,623,000	100.00%	0	0
SUPT OFFICE-EQUIP REPL RSV	AD	SUPT	2,000	2,000	-	2,000	100.00%	0	0
SUPERINTENDENT'S OFFICE	AE	SUPT	114,200	114,200	52,146	62,054	54.34%	48,913	60,487
BUILDING STAFF	AF	SUPT	5,888,266	5,888,266	4,710,634	1,177,632	20.00%	5,021,794	6,303,662
PUBLIC RELATIONS	AN	SUPT	30,000	30,000	18,597	11,403	38.01%	21,839	22,899
STAFFING-TEACHERS	CA	HR	61,462,969	61,462,969	38,960,179	22,502,790	36.61%	38,451,770	58,443,109
CHILD ACCOUNTING DEPARTMENT	CD	HR	245,534	245,534	198,597	46,937	19.12%	212,387	257,761
STAFFING-TEACHER ASSISTANTS	CE	HR	2,788,648	2,788,648	1,863,900	924,748	33.16%	1,883,726	2,399,006
STAFFING-SUBSTITUTES	CG	HR	1,275,000	1,275,000	996,943	278,057	21.81%	833,395	1,056,395
HUMAN RESOURCES DEPARTMENT	CK	HR	282,983	282,983	236,051	46,932	16.58%	201,125	243,430
STUDENT ACTIVITIES	D1	C&I	150,143	150,143	37,291	112,852	75.16%	36,935	150,861
CREDIT ACQUISITION PROGRAM	D2	C&I	54,033	54,033	39,660	14,373	26.60%	30,320	39,279
CURRICULUM ENRICHMENT	D3	C&I	18,000	19,690	18,634	1,056	5.36%	38,768	72,002
ALTERNATIVE EDUCATION	D4	C&I	170,948	139,178	-	139,178	100.00%	0	0
TESTING - K-12	D5	C&I	30,000	29,160	276	28,884	99.05%	250	250

2010-2011 EXPENDITURES BY PROGRAM

Includes Year-To-Date April, 2011 Information

PROGRAM	PGM CODE	Responsible Office	2010-2011					2009-2010	
			A	B	C	D	E	G	H
			2010-2011 APPROVED BUDGET	2010-2011 AMENDED BUDGET	2010-2011 EXPENDED BUDGET INCLUDING ENCUMBRANCES as of April, 2011	2010-2011 REMAINING BUDGET \$ (B - C = D)	2010-2011 REMAINING BUDGET % (D / B = E)	2009-2010 EXPENDED BUDGET INCLUDING ENCUMBRANCES as of April, 2010	2009-2010 EXPENDED BUDGET FINAL EXPENDITURES as of June, 2010
ACADEMIC INTERVENTIONS	DA	C&I	100,000	100,000	32,561	67,439	67.44%	2,828	9,839
MUSICAL INSTRUMENT REPAIR	DD	C&I	37,000	2,000	1,602	368	19.90%	1,666	1,820
DEPARTMENT OF INSTRUCTION	DE	C&I	211,500	210,650	35,280	175,370	83.25%	61,608	79,469
READING RECOVERY	DF	C&I	24,000	24,000	21,657	2,343	9.76%	17,829	31,252
INSTR MTLs RESERVE	DG	C&I	500,000	500,000	6,062	493,938	98.79%	384,517	339,462
EQUIPMENT REPAIR	DM	C&I	13,000	13,000	9,503	3,497	26.90%	11,387	11,464
PLANETARIUM	DO	C&I	5,444	5,444	-	5,444	100.00%	0	3,730
SUMMER SCHOOL - SCNDY	DQ	C&I	75,000	75,000	51,092	23,908	31.88%	64,891	130,679
DRIVER EDUCATION	DS	C&I	0	0	-	0	0.00%	0	10,000
ASST SUPT FOR CURR & INSTR	DT	C&I	293,561	293,561	131,547	162,014	55.19%	230,230	260,158
INTERSCHOLASTIC ATHLETICS	DU	C&I	1,410,529	1,410,529	906,109	504,420	35.76%	0	1,376,288
INTRAMURALS	DV	C&I	18,477	18,477	13,211	5,266	28.50%	13,255	22,730
ATTENDANCE SERVICES	E4	STD SVCS	69,621	69,621	54,023	15,598	22.40%	57,188	70,254
MIN AFFAIRS/GOV PRGMS GRANTS	EB	STD SVCS	30,506	62,276	45,364	16,912	27.16%	20,034	26,074
SPARK - EARLY CHILDHOOD/SUMMER	EC	STD SVCS	0	0	-	0	0.00%	25,659	13,359
SCHOOL RESOURCE OFFICERS	EF	STD SVCS	180,000	180,000	28,626	151,374	84.10%	233,453	305,963
HOMEBOUND/REGULAR ED.	EG	STD SVCS	155,000	155,000	128,171	26,829	17.31%	114,652	179,848
HEALTH SERVICES - MEDICAL	EH	STD SVCS	52,100	52,100	25,026	27,074	51.96%	11,427	19,900
HEALTH SERVICES - DENTAL	EJ	STD SVCS	10,450	10,450	1,460	8,990	86.03%	2,336	8,928
STUDENT SERVICES	EK	STD SVCS	163,611	163,611	144,762	18,849	11.52%	142,294	173,061

2010-2011 EXPENDITURES BY PROGRAM

Includes Year-To-Date April, 2011 Information

PROGRAM	PGM CODE	Responsible Office	2010-2011					2009-2010	
			A	B	C	D	E	G	H
			2010-2011 APPROVED BUDGET	2010-2011 AMENDED BUDGET	2010-2011 EXPENDED BUDGET INCLUDING ENCUMBRANCES as of April, 2011	2010-2011 REMAINING BUDGET \$ (B - C = D)	2010-2011 REMAINING BUDGET % (D / B = E)	2009-2010 EXPENDED BUDGET INCLUDING ENCUMBRANCES as of April, 2010	2009-2010 EXPENDED BUDGET FINAL EXPENDITURES as of June, 2010
GUIDANCE (SUMMER)	ET	STD SVCS	40,000	40,000	33,257	6,743	16.86%	31,981	38,843
ENGLISH ACQUISITION	EY	STD SVCS	240,119	240,119	173,377	66,742	27.80%	159,811	228,838
BUSINESS -ACCTS PAYABLE	GA	F&A	877,116	877,116	552,823	324,293	36.97%	632,105	795,204
BUSINESS -ACCTS RECEIVABLE	GB	F&A	1,058,144	1,058,144	874,018	184,126	17.40%	728,351	991,904
DEBT SERVICE	GC	F&A	23,103,426	23,103,426	20,264,090	2,839,336	12.26%	15,465,374	20,349,438
EMPLOYEE BENEFITS	GD	F&A	33,324,356	33,303,583	8,706,597	24,597,986	73.86%	8,060,664	30,148,918
INSURANCE	GE	F&A	514,500	560,400	560,390	10	0.00%	564,161	564,161
INTERSYSTEM PAYMENTS	GF	F&A	25,957,221	25,957,221	18,863,953	7,093,268	27.33%	18,010,881	21,748,060
PHOTOCOPIERS	GP	F&A	787,268	787,268	635,513	151,755	19.28%	566,832	752,044
SPECIAL EDUCATION	LF	SPEC ED	436,362	436,362	420,777	15,585	3.57%	448,544	819,528
HOMEBOUND INSTR / SPECIAL ED	LG	SPEC ED	50,000	50,000	35,123	14,877	29.75%	19,357	20,158
MAINT / CUSTODIAL DEPT	NA	B&G	11,107,832	10,998,832	7,787,248	3,211,584	29.20%	7,955,252	9,949,275
MAINT DEPT - SUPPLIES	NE	B&G	803,375	800,000	596,642	3,358	0.56%	429,729	90,949
MAINT DEPT - CONTRACTED SVCS	NF	B&G	780,913	1,093,288	1,065,332	27,956	2.56%	796,873	939,049
TRANSPORTATION	NT	B&G	5,449,265	5,449,265	3,565,741	1,883,524	34.56%	2,850,983	4,193,410
TECHNICAL SERVICES	TK	TECH	1,022,025	1,022,025	770,817	251,408	24.60%	833,411	961,451
INFO & COMMUNICATIONS	TL	TECH	1,575,130	1,575,130	1,337,444	237,686	15.06%	1,347,282	1,564,301
DATA PROCESSING	TN	TECH	912,824	912,824	732,510	180,314	19.75%	693,100	817,250
LOCAL STATE & FEDERAL GRANTS	00	S & F	17,903,165	17,859,953		17,859,953	100.00%	10,382,088	17,742,117
TOTALS			\$207,246,829	\$207,246,829	118,291,194	\$88,955,635	42.92%	\$120,464,270	\$187,614,180

COMMITTEE REPORTS

VO-TECH: Director McKeon stated: The Vo-Tech met on the first Tuesday of May. We had some really nice pleasant news. We are sending 40 some students from multiple school districts to the Skills USA Competition. One of the national winners last year is in a competition again. He is going to compete with the potential of competing in a worldwide Skills USA type competition. The gentlemen did some cabinetry work last year that was just; I'd have no thumbs or fingers if I had to do what he tried to do. There was some recognition, there is going to be some work done on the facade of the facility because of some water issues where it is starting to separate, I'll call it the stucco from the main construction of the building so that that work can be done. We are meeting on the 1st of June because of the Bethlehem Graduations the following week.

COLONIAL I.U.: Director McKeon stated: IU will not meet until this Wednesday evening, so I don't have a monthly update.

DUAL ENROLLMENT: Director Ortiz stated that there was a meeting on May 18th and there were three members present. There is no new information from the Governor since his removal of the Dual Enrollment from the budget. High Schools would like to keep it. Freedom High School has about 52 students and Cece will follow up and see how it can be done. They handed out a fact sheet with the number of students, Freedom High School has 115 students, Liberty has 39, 1 home schooled, and band is based on race, African American -14, Asian 11 – Latino – 15, low income – 29, so the number of courses taken are 156.

DIVERSITY COMMITTEE:

Director Ortiz stated: Did not meet.

NORTHAMPTON COMMUNITY COLLEGE: Director Amato stated that he was not able to make the last meeting because of sporting events.

Director Leeson stated: I was not able to make the last Northampton Community College meeting and I was not able to make the last Recreation Meeting either.

President Cann asked if there was any new or miscellaneous business.

NEW BUSINESS/
MISCELLANEOUS
BUSINESS

Director McKeon stated: I would like to address the administration. I think after we finish this budget, we begin to discuss, I would think in the earliest July, latest August, we begin to discuss the five year plan as to how we are going to discuss that, knowing the out years don't look real good at this point in time, and I realize they are only snapshots, but, if we could start to have those discussions in the Finance Meetings, I would appreciate it.

Dr. Silva stated: Special Alert: The storm tornado has shifted a little bit further south. We should wrap it up.

President Cann stated: Any thing that anybody needs to talk about, we'll have to do it another day.

Courtesy of the Floor to Visitors.

COURTESY OF THE
FLOOR

Steve Antalics
737 Ridge Street, Bethlehem, Pa

Mr. Antalics stated: Many years ago, when I was in Broughal and finished Broughal and went to Liberty, I found out something very interesting; there was a fraternity at Liberty which invited the best students, first class citizens, achievers, and your noted. As a pledge you were to wear a little red tie. It was a string tie and you were identified as a pledge to this very superior fraternity and a funny thing was I was never invited and none of us were invited. We felt that we were second class but the trick was that if you went to Nitschmann you were a candidate, so there was a very discriminating thing there. The Southside Broughal people could never have been invited, but they didn't know that, so we left the area as second class citizens. But after 50 years coming back to Bethlehem, I found that Mickey Mouse is still alive because what was projected on Broughal Middle School ethnics, not projected on the Latino community. Based upon my comments with some of the students getting off the school bus and asking specifically about it, it is not a real good study, but it gave me an idea, now, for the thousands of dollars some schools are spending on anti bullying, discriminating campaigns, promoting such as activities above others to school is telling students essentially who should be picked on and who shouldn't and in that respect, the programs are failing because the faculty and the advisors set up a precedent for the students to follow.

President Cann interrupted Mr. Antalics to ask that due to the bad weather conditions, could he come to the next meeting and speak under Courtesy of the Floor as a number of people are concerned about the weather, but the Board invites him to share his comments at an upcoming meeting.

No Open Forum due to a tornado warning and shelter alert.

OPEN FORUM

President Cann for a motion for adjournment due to the weather warning. No executive session will be held after the Regular Boarding Meeting. Director Ortiz made a motion to adjourn the meeting, which was seconded by Director Burkhardt. The meeting was adjourned at 8:05 p.m.

ADJOURNMENT

Attest,

Stacy M. Gober
Board Secretary

SMG:pag