

Lehigh Area School District

Lehigh, Pennsylvania

Board Meeting Minutes
Monday, February 22, 2021 at 7:00 PM

****Executive Session @ 6:15 PM for Contract Negotiations and Personnel.**

I. Pledge of Allegiance

II. Call to Order

The February 22, 2021 Board Meeting was called to order at 7:02 PM by Board president Larry Stern.

III. Roll Call



	Present	Absent
Ms. Joy Beers, Member	X	☐
Mr. Richard R. Beltz, Member	☐	X
Mr. David F. Bradley, Sr., Member	X	☐
Mr. Nathan Foeller, Vice President	X	☐
Mr. Stephen Holland, Member	X	☐
Mrs. Gail Maholick, Member	☐	X
Mrs. Rita Spinelli, Treasurer	X	☐
Mr. Wayne Wentz, Member	X	☐
Mr. Larry Stern, President	X	☐
Mr. Edward Rarick, Business Administrator	X	☐
Mr. Jonathan Cleaver, Superintendent	X	☐
Attorney Eric Filer, Solicitor	X	☐
Ms. Janine Partenio, Recording Secretary	X	☐

Also Present:

David Krause, Barb Bowes, Fred Kemmerer, Brian Shaner, Gloria Bowman

*** Notice of Executive Session*

IV. Presentations/Recognition

None at the time.

V. Public Comment on Agenda

D. Krause spoke on behalf of LCCC. He mentioned that the LCCC Budget was being discussed on the Agenda this evening and how it had no increase to the school. He also mentioned that seven schools have passed the LCCC budget, so far, and asked for the District's support for the budget.

B. Bowes commented about the Expenditure By Object Report and wanted to know why it was \$96,000 over budget on supplies and \$53,000 over budget on property. She also questioned why other line items were over budget. She asked about the Tax collection and assessment salaries and why they are not budgeted. She asked about their job duties and why it was over budget. She wanted to know why the District was not budgeting correctly for expenses. She also questioned the donation of printers, looking for more information about the donation and supplies that would be needed to keep the printers. J. Cleaver said the District applied for a grant award for the printers from our current copier company, Fraser, and the District was awarded the donation. He said they are individual desktop printers and will be used by students that are in need of access to printers. B. Bowes was looking for additional information on the grant and printer donation.

F. Kemmerer mentioned that his daughter proposed the Students for Life Club that is on the Agenda tonight. He said she was not aware that it was being presented this evening otherwise she would have been in attendance with some words prepared. He said she has a couple of great advisors for the club from CareNet and all meetings could be done through zoom. He thought it would be a great opportunity for the community.

D. Bradley responded to B. Bowes and asked about the Expenditure By Object Report (Condensed III Summary Report) sections 10-2330, 10-2260, 10-2810. He asked E. Rarick why they were over budget on the report. E. Rarick said there were no funds originally budgeted for supplies in that function. He explained that he could not answer for what someone else had done over a year ago. D. Bradley said one law the District must follow is PA School Code Section 609. He did not believe the District was following the process properly. He felt that the objects should be properly budgeted for or they would not be allowed to be spent. He did not believe that money should be moved back and forth to cover expenses. He discussed how it is important to follow the laws and started bringing up Board members and the Auditor General Reports. L. Stern asked to move forward with the Superintendent's Report.

VI. Communications

A. Superintendent's Report – Mr. Cleaver

J. Cleaver mentioned how everyone was working together to make the virtual days a success. He thanked the students and staff for doing a great job. He also thanked the maintenance team for keeping everything clean during the snowy weather. He thanked everyone for their patience as they continue to battle through the pandemic. D. Bradley was interrupting the meeting.

VII. Approval of Minutes

A. MOTION by R. Spinelli , SECONDED by W. Wentz to approve the [Minutes of the January 25, 2021, Board Meeting.](#) (Enc. 1)

Roll Call Vote:

	Yes	No	Absent	Abstention
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	X	0	0	0

Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	0	0	X	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 7 NO - 0 ABSENT - 2 ABSTENTIONS - 0

Motion Passed.

G. Maholick joined the Board Meeting at this time.

VIII. Financial Matters

A. Activities Fund

MOTION by S. Holland, SECONDED by N. Foeller, to approve the [Lehighton Area High School](#) and [Lehighton Area Middle School Activities Fund](#) for January 2021. (Enc. 2)

D. Bradley stated he did not have access to the District's financial documents as back-up documents to these summaries, so he wished to table the item. L. Stern mentioned that D. Bradley did have a meeting scheduled with the administration to review documents. J. Cleaver confirmed there was a meeting scheduled. D. Bradley said the documents should be viewed prior to the meeting.

MOTION by D. Bradley, SECONDED by G. Maholick to table the [Lehighton Area High School](#) and [Lehighton Area Middle School Activities Fund](#) for January 2021. (Enc. 2)

L. Stern asked for public comment. There was none.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	X	0	0	0
Mr. Nathan Foeller, Vice President	0	X	0	0
Mr. Stephen Holland, Member	0	X	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	0	X	0	0
Mr. Wayne Wentz, Member	0	X	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Larry Stern, President	0	X	0	0

VOTE: YES - 3 NO - 5 ABSENT - 1 ABSTENTIONS - 0

Motion Failed.

Roll Call Vote to approve the activity funds:

	Yes	No	Absent	Abstention
Mr. David F. Bradley, Sr., Member	0	0	0	X
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	0	X	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. Larry Stern, President	X	0	0	0

D. Bradley abstained due to lack of information.

VOTE: YES - 6 NO - 1 ABSENT - 1 ABSTENTIONS - 1

Motion Passed.

B. Payment of Bills

MOTION by R. Spinelli, SECONDED by N. Foeller, to approve the Payment of Bills for February 2021: (Enc. 3)

General Fund:

--Manual Checks \$ 23,340.22
--Regular Checks \$ 1,490,815.75
--Credit Card \$ 3,564.80

Debit Card: \$ 85.21

Payroll (January): \$ 1,107,232.19

Food Service Fund: \$ 56,348.44

Total \$ 2,681,386.61

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

D. Bradley said the Board did not have the time to review the pertinent documents related to this item of \$2.6 million of expenditures with some exceeding their budgets. He said the Payroll did not verify if the contracts were being complied with. He wished to table the item.

MOTION by D. Bradley, SECONDED by G. Maholick, to table the Payment of Bills for February 2021. (Enc. 3)

L. Stern asked for comments by the Board. D. Bradley brought up the Auditor General again. He asked the Board to review the pertinent documents before the Board Meeting vote. L. Stern asked for public comment. B. Bowes said there was more detail included in Payroll than had been previously disclosed. She also mentioned that she did not blame E. Rarick for any of the actions made prior to his onboarding with the District, in regards to expenditure reports.

Roll Call Vote to Table:

	Yes	No	Absent	Abstention
Mr. Nathan Foeller, Vice President	0	X	0	0
Mr. Stephen Holland, Member	0	X	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	0	X	0	0
Mr. Wayne Wentz, Member	0	X	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	X	0	0	0
Mr. Larry Stern, President	0	X	0	0

VOTE: YES - 3 NO - 5 ABSENT - 1 ABSTENTIONS - 0

Motion Failed.

Roll Call Vote to Approve:

	Yes	No	Absent	Abstention
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	0	X	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	X	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 6 NO - 2 ABSENT - 1 ABSTENTIONS - 0

Motion Passed.

D. Bradley called L. Stern a liar and a cheat and asked him to resign. J. Cleaver asked D. Bradley to please refrain from being disrespectful and rude.

C. Reports

MOTION by R. Spinelli , SECONDED by W. Wentz to approve the following reports:

- [1. Expenditure Report](#)
- [2. Expenditure by Object Report](#)
- [3. Revenue Summary](#)
- [4. Expenditure Comparison Report](#)
- [5. Revenue Comparison Report](#)
- [6. Treasurer's Report](#)

(Enc. 4)

D. Bradley felt the reports were flawed by following school code and asked to have it reviewed by the solicitor to show a violation of law. He again brought up the Auditor General's report. G. Maholick wanted additional information as well. D. Bradley insisted on an answer by Atty Filer. L. Stern said the reports are not breaking the law and asked for a roll call vote.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mrs. Gail Maholick, Member	0	X	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	0	X	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	X	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 5 NO - 3 ABSENT - 1 ABSTENTIONS - 0

Motion Passed.

D. General Fund Transfer

MOTION by S. Holland, SECONDED by N. Foeller, to make the following transfer from the General Fund to the Food Service Fund as per the Reimbursements from the Commonwealth: \$72,453.26 for December 2020

D. Bradley asked why he was not able to review the documents. He continued to call L. Stern a liar and a cheat.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	0	0	X
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	0	0	X	0
Mr. Larry Stern, President	X	0	0	0

D. Bradley abstained due to lack of information. He stated he was not given access to documents that he requested. G. Maholick had connectivity issues and did not vote.

VOTE: YES - 6 NO - 0 ABSENT - 2 ABSTENTIONS - 1

Motion Passed.

E. Exemptions

MOTION by D. Bradley, SECONDED by R. Spinelli to approve [exemptions from Per Capita and/or Occupational Tax](#), per the enclosure. (Enc. 5)

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	X	0	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 8 NO - 0 ABSENT - 1 ABSTENTIONS - 0

Motion Passed.

F. Refunds

MOTION by S. Holland, SECONDED by R. Spinelli, to refund the following:

1. Occupational Tax for year 2019 in the amount of \$122.50 to Gordon Scherer, Jr;
2. Occupational Tax for year 2020 in the amount of \$122.50 to Gordon Scherer, Jr.

D. Bradley asked who was checking for residency. E. Rarick said the bills are sent from Interstate Tax Service. D. Bradley asked why we were billing people who were not residents. He felt there was no oversight and there was a lack of transparency. He said that was why he felt the Board was evil and L. Stern was a liar and a cheat. L. Stern said there are people that had retired who then notify the District, the District then validates it. D. Bradley said he did not feel that we were billing properly. L. Stern asked for a roll call vote.

Roll Call Vote:

	Yes	No	Absent	Abstention
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	X	0	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 8 NO - 0 ABSENT - 1 ABSTENTIONS - 0

Motion Passed.

G. Annual Tax Collectors Reports

MOTION by W. Wentz, SECONDED by R. Spinelli, to approve the [annual Tax Collector's reports for East Penn Twp., Franklin Twp., Lehighon Borough, Parryville Borough, Mahoning Twp. and Weissport Borough.](#) (Enc. 6)

D. Bradley questioned why the percentage of collections were so low and what was being collected versus the budget. E. Rarick stated that B. Bowes asked that question during the Finance Meeting and discussed how the collections were consistent with previous years' taxes and he did not know of any specific reason. He said it had been turned over to Portnoff for collections. D. Bradley stated they were a very litigious organization and did not know how the District would meet their budget.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	X	0	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 8 NO - 0 ABSENT - 1 ABSTENTIONS - 0

Motion Passed.

H. Albright College

MOTION by D. Bradley, SECONDED by N. Foeller, to approve the [Affiliation Agreement between the Lehighon Area School District and Albright College](#) for the purpose of providing experiential learning for Education students for the 2020-2025 school year. (Enc. 7)

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. David F. Bradley, Sr., Member	X	0	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0

Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 8 NO - 0 ABSENT - 1 ABSTENTIONS - 0

Motion Passed.

I. McCann School of Business

MOTION by D. Bradley, SECONDED by R. Spinelli, to approve the [Affiliation Agreement between the Lehigh Area School District and McCann School of Business and Technology](#) for the purpose of providing experiential learning for Education students for the 2020-2023 school year. (Enc. 8)

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 8 NO - 0 ABSENT - 1 ABSTENTIONS - 0

Motion Passed.

J. Palmerton Settlement Agreement

D. Bradley asked how this was added to the Board Agenda. J. Cleaver stated the Board approved the payment and now the Board would be approving the agreement. He said they worked with the solicitor to create an agreement for the repayment of services from Palmerton. D. Bradley felt it should be tabled because the government agency failed to meet their oath, lied to the public and cheated them. He wanted to move this to a committee meeting to discuss it further with the public's involvement. N. Foeller felt this agreement was very clear.

MOTION by N. Foeller, SECONDED by S. Holland, to approve the [Settlement Agreement and Release between Palmerton Area School District and the Lehigh Area School District](#) for services provided to Palmerton students from the 2011-2012 school year through the 2017-2018 school year. (Enc. 9)

D. Bradley was not happy that Palmerton students were receiving services for free and are just being collected now. J. Cleaver said D. Bradley had been aware of the situation and that the solicitor worked with Palmerton School District to draft an agreement for repayment of services. D. Bradley was not happy that it was a 10-year agreement that was interest free and did not feel it was representing our stakeholders. N. Foeller said the administration came to an agreement with the District to pay the full sum of the amount that was owed which they were not legally obligated to pay. He said it was a fair agreement.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	0	X	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	X	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 6 NO - 2 ABSENT - 1 ABSTENTIONS - 0

Motion Passed.

K. LCCC Budget

MOTION by R. Spinelli, SECONDED by W. Wentz, to adopt the 2021-2022 [Proposed Operating, Debt Service, and Capital Expenditures Budgets](#) of the Lehigh Carbon Community College per the [enclosed Resolution](#), as recommended by the Finance Committee. (Enc. 10)

D. Bradley said that this item was discussed at a Finance Committee Meeting where he believed that the public was stifled from adding their input prior to taking an action of making a recommendation to the Board. He felt the public should have had the right to speak and filed a sunshine act violation against the Finance Committee Meeting members. He did not think that this item should be on the agenda. Atty. Filer mentioned how that section of the sunshine code only applies to the whole Board and the recommendation would have to be made of an ordinance, statute or law, which does not pertain to any of this. He said that D. Bradley is in the middle of a lawsuit that was submitted to a third party and did not want to tie down the District's responses, but did not feel it was a Sunshine Act violation.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mrs. Gail Maholick, Member	0	X	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	0	X	0	0

Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	X	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 5 NO - 3 ABSENT - 1 ABSTENTIONS - 0

Motion Passed.

L. CCTI Budget

MOTION by W. Wentz, SECONDED by R. Spinelli, to adopt the 2021-2022 [Proposed Operating Budget](#) for the Carbon Career & Technical Institute per the [enclosed Resolution](#), as recommended by the Finance Committee. (Enc. 11)

D. Bradley made the same objection based on the Finance Committee issue discussed previously and asked that it be tabled.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	X	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	0	X	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 6 NO - 2 ABSENT - 1 ABSTENTIONS - 0

Motion Passed.

M. CLIU #21 Budget

MOTION by R. Spinelli, SECONDED by N. Foeller, to adopt the 2021-2022 [Proposed General Operating Budget](#) for the Carbon Lehigh Intermediate Unit per the [enclosed Resolution](#), as recommended by the Finance Committee. (Enc. 12)

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	X	0	0

Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 7 NO - 1 ABSENT - 1 ABSTENTIONS - 0

Motion Passed.

N. Senior and Junior Class Prom

MOTION by N. Foeller, SECONDED by S. Holland, to hold the 2021 Lehigh Area School District Senior and Junior Class Prom at The Centennial Ballroom and Catering, Center Valley, PA on May 7, 2021, from 5:00 PM to 10:00 PM, with COVID-19 mitigation precautions in place.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	X	0	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 8 NO - 0 ABSENT - 1 ABSTENTIONS - 0

Motion Passed.

O. Cintas

MOTION by R. Spinelli, SECONDED by S. Holland, to approve the [Cintas Agreement](#) for the Custodial Staff Uniforms, in the amount of \$29.45 per week, funded by the Building and Grounds Budget, upon recommendation by the Building and Grounds Committee. (Enc. 13)

R. Spinelli stated the contract was renegotiated with a price decrease. D. Bradley said he wanted to comment at the Buildings and Grounds Committee Meeting and felt that he was blocked from doing so. He believes it was a Sunshine violation.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0

Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	X	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 7 NO - 1 ABSENT - 1 ABSTENTIONS - 0

Motion Passed.

P. Valley Royale

MOTION by W. Wentz, SECONDED by S. Holland, to approve the [lease agreement with Valley Royale LLC and Lehigh Area School District](#), for the use of its tennis facility at 738 Mahoning Dr E., Lehigh, PA, to the spring tennis season [as outlined in the agreement](#). (Enc. 14)

D. Bradley asked why the public was blocked prior to making this recommendation and reviewing the contracts. J. Cleaver said there is public comment allowed at the Board Meetings both before and after the Meeting. D. Bradley said it was allowed prior to making the recommendation. W. Wentz said that Valley Royale had done a terrific job putting a lot of time and effort into the facility. He said they did a great job and it is an honor to have our students play there.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	0	0	X
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

D. Bradley abstained because he felt the agency did not follow the proper procedure.

VOTE: YES - 7 NO - 0 ABSENT - 1 ABSTENTIONS - 1

Motion passed.

X. Personnel

A. Athletic Hires

MOTION by W. Wentz, SECONDED by S. Holland, to approve the [Athletic hires](#) as recommended by the Athletic Committee and **Extra-Curricular** hires for the **2020-2021** school year. (Enc. 15)

D. Bradley asked how many were current employees. J. Cleaver said, at a quick glance, about seven were not employees and one was a retiree. He mentioned how majority coaches had coached these teams previously. D. Bradley asked about their background checks and wanted to know that we are getting the best person for the job. He asked about a Personnel Committee Meeting and if these coaches have an SEL Certificate. He believed this was a common question to ask during the hiring process. He continued to speak about a hazing issue and L. Stern asked for a Roll Call Vote.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	0	X	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	X	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	0	X	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 5 NO - 3 ABSENT - 1 ABSTENTIONS - 0

Motion passed.

B. Substitutes

MOTION by R. Spinelli, SECONDED by S. Holland, to approve Joseph Reed as a candidate for the **2020-2021 Substitute Professional List**, pending clearances.

D. Bradley asked if Joseph Reed had an SEL Certificate and if anyone vetted this person. J. Cleaver said he did not have an SEL Certificate and at this point with a shortage of substitutes, it would be difficult to find someone with that certification and meet the requirements of coverage at the buildings. He said it is difficult to find substitutes in all areas right now.

Roll Call Vote:

	Yes	No	Absent	Abstention
Ms. Joy Beers, Member	0	X	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	0	0	X
Mr. Nathan Foeller, Vice President	X	0	0	0

Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	0	X	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

D. Bradley abstained for lack of information.

VOTE: YES - 5 NO - 2 ABSENT - 1 ABSTENTIONS - 1

Motion Passed.

C. Tuition Reimbursement

MOTION by N. Foeller, SECONDED by R. Spinelli, to approve the following requests for pre-approval of courses/Programs of Study for continuing education:

- 1. Employee #1434** - March 1-April 18, 2021/Courseware Design & Construction (\$1,626.00)

D. Bradley asked why the Board was not privy to this person's information. J. Cleaver mentioned that it had been handled this way to meet their privacy, since D. Bradley could not be trusted with confidential information. He said that people's personal telephone numbers and addresses had been posted online by D. Bradley before, when he was trusted with confidential information. He said that D. Bradley is putting the District at risk whenever he has any type of private information. D. Bradley felt that information was being held only from him. J. Cleaver said the information had been kept private from the whole Board because of it. D. Bradley asked who made the decision to do that. J. Cleaver said he made the decision because the safety and privacy of the students, staff and the public is a priority of the District. L. Stern called for a roll call vote.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	0	0	X
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

D. Bradley abstained due to lack of pertinent information.

VOTE: YES - 7 NO - 0 ABSENT - 1 ABSTENTIONS - 1

Motion Passed.

D. FMLA Leave

MOTION by R. Spinelli , SECONDED by S. Holland, to acknowledge FMLA leaves for the following employees, not to exceed 12 weeks:

1. **Employee #644 - effective January 19, 2021**
2. **Employee #543 - effective March 15, 2021**
3. **Employee #1086 - effective April 16, 2021**

D. Bradley felt the Board was blindly trusting the administration without proper review of information. J. Cleaver stated that the Board does not have the authority to view people's medical information. D. Bradley felt it should be discussed in an Executive Session. J. Cleaver explained that no employee's medical information should be discussed at all. D. Bradley continued to repeat previous information.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	0	X	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	0	0	X
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

D. Bradley abstained due to lack of information. L. Stern said he would not break the law by not allowing someone to take FMLA.

VOTE: YES - 6 NO - 1 ABSENT - 1 ABSTENTIONS - 1

Motion Passed.

E. Retirements

MOTION by D. Bradley, SECONDED by R. Spinelli, to accept the intent to retire for the following employees, effective the end of the 2020-2021 school year (unless otherwise noted) under terms of their respective contract with eligibility of all retirement benefits:

1. **Anita Stern** - 12-Month Secretary - Hired August 25, 2006 - 15 Years of Service.
2. **Hearth Andrew** - Cafeteria Worker - Hired August 25, 2006 - 15 Years of Service.

D. Bradley said he thinks they did a great job and 15 years was exemplary. J. Cleaver thanked both individuals for their time and years of service at the District. He hoped to continue to see them even after retirement.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	X	0	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mr. Larry Stern, President	0	0	0	X

L. Stern abstained from his vote due to the retirement of Anita Stern.

VOTE: YES - 7 NO - 0 ABSENT - 1 ABSTENTIONS - 1

Motion Passed.

D. Bradley asked if these positions will be replaced. J. Cleaver said as cafeteria workers retire, the Nutrition Group will see if they would have a replacement. He also stated that the High School office staff had gone from four to three, so they made some adjustments.

F. New Hires

MOTION by N. Foeller, SECONDED by S. Holland, to approve the recommendation to hire the following employees in accordance with the respective contracts:

- 1. Bradley Akers** - Full-Time Custodian - Date effective pending clearances, at an annual salary of \$24,529, prorated for the 2020-2021 school year.

D. Bradley asked who made the recommendation. J. Cleaver said it came from Mr. Spotts since they needed an additional Utility Custodian at the Middle School. D. Bradley asked for clarification if there would be a replacement for Anita Stern. J. Cleaver said there were four secretaries, but they will continue with three office staff at the High School. He stated that when Anita retires at the end of the year, then there would be a replacement.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	0	X	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	0	0	X

Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

D. Bradley abstained due to lack of information.

VOTE: YES - 6 NO - 1 ABSENT - 1 ABSTENTIONS - 1

Motion Passed.

XI. Programs

A. Use of School Property

MOTION by W. Wentz, SECONDED by S. Holland to approve Use of School Property for:

1. **Lehighton Booster Club Track (John Dowbachuk)** – April 1 - June 4, 2021 (Mon-Fri. 6-8pm)& Sat. 12-2pm/Saturday, June 5, 2021, 7am-4pm/(Raindate) Sunday, June 6, 2021, 7am-4pm – Multi-Purpose Stadium, Outside Fields & bathrooms – Track Practices and Meet

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	0	0	X	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	X	0	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

J. Beers was not in attendance at this time and did not vote.

VOTE: YES - 7 NO - 0 ABSENT - 2 ABSTENTIONS - 0

Motion Passed.

B. First Reading of Policies

D. Bradley objected to voting on this item since he believed the Policy Committee failed to follow the Sunshine Act.

MOTION by N. Foeller, SECONDED by W. Wentz, to move the following proposed Lehighton Area School District Policies and/or revisions for First Reading of Public Review and Comment:

1. [Policy 146.1 - Trauma Informed Approach](#)
2. [Policy 334 - Sick Leave](#)
3. [Policy 334.1 - Sick Leave Bank](#)
4. [Policy 335 - Family and Medical Leaves](#)

D. Bradley continued to say that the Committee was blocking the public from commenting at the meeting. He said they should remove the cheaters from the Committee, L. Stern and R. Spinelli. L. Stern explained that D. Bradley monopolizes and disrupts every meeting that he is in and they cannot talk amongst each other in a normal fashion.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	0	0	X	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	X	0	0
Mr. Larry Stern, President	X	0	0	0

J. Beers was not in attendance at this time and did not vote.

VOTE: YES - 6 NO - 1 ABSENT - 2 ABSTENTIONS - 0

Motion Passed.

XI. Miscellaneous

A. Students for Life Club

MOTION by D. Bradley, SECONDED by N. Foeller, to approve the [Students for Life application](#), as per enclosure. (Enc. 16)

D. Bradley asked how this item was placed on the agenda. J. Cleaver said it was a request from a High School student. He said they filled out all of the information to be presented to the Board for approval. D. Bradley felt there was great value to the club. He said this student was involved with bullying, due to the desire of starting this club and felt it was not handled properly by the District. L. Stern said D. Bradley was speaking incorrectly as the incident did not happen at school.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. David F. Bradley, Sr., Member	X	0	0	0

Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	0	0	X	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. Larry Stern, President	X	0	0	0

J. Beers was not in attendance at this time and did not vote.

VOTE: YES - 7 NO - 0 ABSENT - 2 ABSTENTIONS - 0

Motion Passed.

B. Printer Donation

MOTION by W. Wentz, SECONDED by N. Foeller, to accept the donation of 10 new black and white, home-office style, Sharp printers from Fraser Advanced Information Systems, to be used throughout the District.

D. Bradley wanted to know if there were any strings attached to the acceptance of the printers. He also wanted to know who would pay for the ink and the paper. J. Cleaver said there were no strings attached as they were awarded to the District. He said the students utilizing them would be responsible for ink and paper for the printers. D. Bradley stated that he did not trust J. Cleaver because he was not a trustworthy guy. L. Stern asked for a roll call vote.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	0	0	X
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

D. Bradley abstained due to lack of information. L. Stern thanked Fraser Systems for their generosity.

VOTE: YES - 7 NO - 0 ABSENT - 1 ABSTENTIONS - 1

Motion Passed.

XIII. Old Business for Discussion

A. Professional Negotiator

D. Bradley wanted to discuss personnel and the union contract. L. Stern said they could not discuss the union negotiations at a public meeting. D. Bradley felt the Board should hire a professional negotiator.

MOTION by D. Bradley, SECONDED by G. Maholick, that this Board hires a professional negotiator to help the Board negotiate the contract, effective immediately.

N. Foeller said he had no problem hiring a professional negotiator; however, he would like more information on cost and options, before voting on this. D. Bradley said it was done before and was successful. He said there was an unbalanced relationship between salaries and benefits, and it could benefit them considerably. J. Cleaver stated there was public comment on the motion. B. Bowes said they had a professional negotiator that she believed was from KingSpry. J. Cleaver said yes, it was from KingSpry and it was two contracts ago. B. Shaner stated that they used a professional negotiator in the past and believed they should vote to move forward with that tonight. B. Bowes spoke about percentages and believed the jump was because it was retroactive to the year before and the support contract took longer to negotiate. D. Bradley said B. Bowes was correct but his information was pulled from the PA Department of Education's data.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mrs. Rita Spinelli, Treasurer	0	X	0	0
Mr. Wayne Wentz, Member	0	X	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	X	0	0	0
Mr. Nathan Foeller, Vice President	0	X	0	0
Mr. Stephen Holland, Member	0	X	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mr. Larry Stern, President	0	X	0	0

VOTE: YES - 3 NO - 5 ABSENT - 1 ABSTENTIONS - 0

Motion Failed.

D. Bradley wanted the Board to explain to the public why they voted against it. He insisted on making a motion to have the Board explain themselves. L. Stern said this was inappropriate and was not entertaining the motion.

XIV. New Business for Discussion

A. Virtual Days

J. Beers stated that a student spoke to her about how the snow days went to virtual days and that the student would shovel snow but is now required to attend school virtually since they were converted to virtual learning days. J. Cleaver explained that the District used the three allotted snow days from the Board approved calendar and had used one additional snow day which would then be added to the end of the school year as a makeup day. He said the use of

the virtual days instead of the snow days would allow graduation to remain on June 11th and the last student day on June 14th. He said it was a good opportunity to keep the students learning and not adding makeup days to the end of the year. J. Beers said the District utilized all the snow days. J. Cleaver said the three that were built into the calendar had been used and now the District has the option to use virtual days.

B. Transportation

D. Bradley cited a court case regarding fairness for providing transportation. He said the District received a formal written complaint related to transportation and wanted to review it. He wanted to allow all students to have access to transportation and felt it was immoral. He believed there was a procedure that the Board hears the formal written complaint and gives due process to both parties. J. Cleaver stated that regarding the complaint that was filed, those students are eligible to walk to any of the three approved bus stops for transportation. D. Bradley asked if they were aware of that. J. Cleaver said yes. D. Bradley wanted to know who told them. J. Cleaver explained that George's Transportation had spoken to them, as well as himself, about the situation. D. Bradley was looking for clarification on the procedure for complaints. They continued to discuss the situation and the process. D. Bradley was looking for a formal written response. L. Stern stated that the complaint was just received last week and there had not been 10 days that had passed to even respond. He said the bus stops are there and he had not heard of any further comments since the discussion took place with Mr. George. D. Bradley felt the procedures for complaints were not being handled properly.

XV. Directors' Concerns

None at the time

XVI. Courtesy of the floor / Public Comment

B. Shaner asked why the Board members voted no about the professional contract negotiator. N. Foeller said he was on the negotiations committee and he voted no. He explained that he does not have any opposition to hiring a professional negotiator; however, he did not feel it was the right time to vote on it without all of the proper information. B. Shaner asked what the process would be to get this in place. N. Foeller said he would like to investigate the past practices, find out what the results were and then take it from there. B. Shaner wanted it to be assigned to someone to research. D. Bradley said they just want to shove it under the rug. B. Shaner asked for any other Board Members who voted no to share their reasoning. R. Spinelli said she was on the negotiation committee, as well, and they are going through a process. She said hiring a professional negotiator is part of a process, but they are just not there yet. B. Shaner felt they should hire a professional negotiator upfront on these occasions.

B. Shaner asked when they would be returning to in-person meetings. J. Cleaver explained that part of the COVID restrictions includes limiting the capacities in buildings. He mentioned that the virtual meetings allow for the public to view the meetings without capacity restrictions. He said unless the Board chooses to move to in-person Board Meetings, the meetings will be held virtually so everyone can participate. B. Shaner asked when the cameras would be turned on during the meetings. D. Bradley stated that they can turn them on instantly if they desired to. He suggested having an in-person meeting and allowing the public to Zoom in. J. Cleaver said if the Board decided to have them in-person then we would still be required to follow the stipulations. N. Foeller said he sits on the JOC for CCTI and they had attempted to return to in-person meetings and some members could not return in person. He said the Zoom did not

work well while others are present in the room. He explained that there was terrible feedback if there are numerous people on Zoom while in the same room. He also mentioned that the audio was too low when they tried to cover the whole room on just one Zoom. B. Shaner appreciated the information but asked that the Board turn on their cameras.

B. Shaner asked what the COVID-19 Mitigation procedures were for Prom. J. Cleaver said they would follow CDC Guidelines and any restrictions in place, such as limited capacity, but depending on what the restrictions would be as they get closer to that date, is what will be followed.

B. Bowes stated she filed a right to know for the reports that were sent from the Superintendent to NEF regarding the stipend. She said the response was that it was about 10,000 pages per year and would cost about \$4,000.00. She said if the reports were sent electronically, why couldn't they be sent to her electronically instead of printed for that cost. J. Cleaver mentioned that there was redaction involved for student information so those reports needed to be printed. B. Bowes said there was no mention of redaction in the response. She said she would have to pay \$20.00 for summary reports. She asked if those were sent electronically, then she should not have to pay the printing fee of \$20.00. J. Cleaver said he did not have the response, but there was probably redaction involved. B. Bowes said there was no mention of redaction in that response, either. J. Cleaver said he would have to check. He explained some of the personal student information that was shared with NEF was on those reports. B. Bowes felt her taxes already paid for those reports and she was angry.

G. Bowman extended her congratulations on the retirement of Anita Stern and Hearth Andrew. She said she worked with both of them personally and wished them many blessings on their retirement.

D. Bradley, made a motion to turn on cameras for Board Meetings.

L. Stern asked for the advice of Atty. Filer. Atty Filer said that he was not aware of any authority that Board Members have to make someone turn their camera on in their house. L. Stern asked if they are required to do motions during public comment. Atty. Filer said they could, but they do not have to. He also said that they could call to adjourn at any time, as well.

D. Bradley said he would like to make other motions such as the Board be given the reports (requested by B. Bowes Right to Know) for review and reprimand the Superintendent for using names instead of numbers. He also said there is no charge for redaction and there are plenty of electronic redaction available for use by the District. J. Cleaver said they have to print in order to redact and that is what the charge is for. D. Bradley said they have the ability to electronically redact. He wanted to make a motion that if they feel that they don't have the software, that they get it. G. Maholick seconded all three motions. L. Stern asked for public comment. B. Bowes stated that Zoom has the ability to provide backgrounds other than the view of your home. B. Shaner did not see why a duly elected official could not have a camera on them during an official meeting.

MOTION by D. Bradley, SECONDED by G. Maholick, to turn on cameras during the Board Meeting.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Wayne Wentz, Member	0	X	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	X	0	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	0	X	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

N. Foeller and R. Spinelli stated they have no problem allowing anyone to turn on their cameras.

VOTE: YES - 6 NO - 2 ABSENT - 1 ABSTENTIONS - 0

Motion Passed.

MOTION by D. Bradley, SECONDED by G. Maholick, that the Board be given the reports from NEF in an executive session for review.

R. Spinelli asked what reports he was referring to. D. Bradley said the ones that cost the District thousands of dollars to create with the National Education Foundation (NEF). He said the reports that were required in order for the Superintendent to receive a stipend as part of that program. J. Cleaver said he would only be able to give access to the reports that he had produced, not any of the reports with the financial information. L. Stern asked if these would be passed on in an executive session or in some type of confidential manner. He was concerned about time restraints during the executive session. D. Bradley said they can be given during an executive session, take a recess while they review it, and then resume the next day to discuss it. J. Cleaver was not comfortable with sharing the information, if there would be a possibility of a breach of confidentiality, which had been done in the past with some right to know requests. Atty. Filer reminded D. Bradley of labor violations while discussing contract negotiations. He said D. Bradley received documentation from the office and was arguing that he should be able to release them. D. Bradley believed he should be able to release any documentation he receives from a right to know request. He said they are public documents. Atty. Filer disagreed. He said D. Bradley had sent around 40 right to know requests in the last month. D. Bradley said he also had a court order to release documents to the directors because they had an obligation to see those documents prior to making decisions. Atty. Filer agreed that D. Bradley had a right to see financial documents; however Atty. Filer stated that D. Bradley waits until the day before the Board Meeting to request documentation. D. Bradley felt the agenda should be released seven days earlier than the regular Thursday release. He felt the Board was being blocked from doing their responsibility. He complained that R. Spinelli had access to seeing the documents, but his experienced eyes were not able to see the documents. He continued to reiterate himself.

B. Bowes mentioned that the reports requested were not from the Business Administrator, she was looking for the ones submitted by the Superintendent. R. Spinelli asked if the Business Administrator put it through his salary. J. Cleaver said that was correct and he believed the

report also had a \$400 stipend. R. Spinelli said he did get the pay for it but he did it through a different avenue, by adding it to his salary. D. Bradley and R. Spinelli had a disagreement. D. Bradley said they needed to answer B. Bowes question as a member of the public. Atty. Filer said there is no requirement to engage in conversation with the public. He stated that Public Comment is when the public gets to voice their opinion, it is not meant for open dialogue.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mr. Stephen Holland, Member	0	X	0	0
Mrs. Gail Maholick, Member	X	0	0	0
Mrs. Rita Spinelli, Treasurer	0	X	0	0
Mr. Wayne Wentz, Member	0	X	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	X	0	0	0
Mr. Nathan Foeller, Vice President	0	X	0	0
Mr. Larry Stern, President	0	X	0	0

VOTE: YES - 3 NO - 5 ABSENT - 1 ABSTENTIONS - 0

Motion Failed.

MOTION by D. Bradley, SECONDED by G. Maholick, that the Board allows the administration to purchase redaction software.

L. Stern asked if the administration ever found any suitable and secure redaction software. J. Cleaver said it was discussed previously with concerns for the security of the redaction with Atty. Filer and Atty. Filer had concerns around the use of the software and having it redacted correctly. D. Bradley felt it could, and should, be done electronically correctly. He felt the District should use the redaction software that Atty. Filer is currently using. J. Cleaver believed that Atty. Filer was utilizing a sharpie pen for redaction. Atty. Filer said he uses a sharpie pen and when he needs to use software, he uses microsoft paint, which is not redaction software. N. Foeller gave information about redacting through Adobe Acrobat and how it drops a black box over the original graphic. His concern was that the black box could be removed and the text would still remain. He believed the only secure way to redact the file would be to save it as an image and then each file would be a couple of megabytes per page, which could not easily be sent electronically. He explained that any redaction software that adds a layer on top of the file is only as secure as the password lock that is encrypted on it. He stated that he is not prepared to vote on that tonight without having the knowledge of what options are available. D. Bradley said that N. Foeller should know how to do it, which is to save the redacted Adobe Acrobat file as a jpeg and it could easily be sent electronically. He said it would save time and money and increase transparency. He said N. Foeller does this for a living and he should know this. N. Foeller felt there was no redaction software that they discussed that would be suitable for the security of the District.

The Board opened the floor up for public comment on this item. B. Bowes said it came up previously and felt there was redaction software that was usable in the legislature. She asked that they contact the state or federal legislators and see what they use. D. Bradley said the

District already owns Adobe Acrobat and could use the redaction portion. L. Stern stated that the District does not have the PDF Writer portion to utilize the redaction piece. D. Bradley was speaking in a degrading manner. R. Spinelli was disgusted with D. Bradley's comments and attitude and made a motion to adjourn.

XVII. Adjournment

Next regular scheduled meeting is on Monday, March 22, 2021, at 7:00 p.m.

MOTION by R. Spinelli, SECONDED by L. Stern to adjourn the meeting.

Roll Call Vote:

	Yes	No	Absent	Abstention
Mrs. Gail Maholick, Member	0	0	X	0
Mrs. Rita Spinelli, Treasurer	X	0	0	0
Mr. Wayne Wentz, Member	X	0	0	0
Ms. Joy Beers, Member	X	0	0	0
Mr. Richard R. Beltz, Member	0	0	X	0
Mr. David F. Bradley, Sr., Member	0	X	0	0
Mr. Nathan Foeller, Vice President	X	0	0	0
Mr. Stephen Holland, Member	X	0	0	0
Mr. Larry Stern, President	X	0	0	0

VOTE: YES - 6 NO - 1 ABSENT - 2 ABSTENTIONS - 0

Motion Passed.

L. Stern apologized for the continued disruptive nature of the Meetings. The February 22, 2021 Board Meeting was adjourned at 9:41 PM.