

Minutes
Committee of the Whole
January 8, 2007

The Penn Manor School Board met as a Committee of the Whole at 4:00 p.m. in the Board Room at Manor Middle School. The meeting was called to order by Board Vice-President, Dr. Richard Frerichs. Present were Mr. DeLuca, Dr. Frerichs, Mrs. Friedman, Mr. Geist, Mr. Kreider, Mr. Rintz and Mrs. Wert (arrived at 4:15). Mr. Herr and Mr. Lyon were absent. Present from the administrative staff were Mr. Stewart, Mr. Johnston, Ms. Pollock, Mr. Skrocki and Dr. Leichliter. Also in attendance were Mrs. Amy Wall and daughter Carly, Mrs. Vickie Hallock, Mrs. Trisha Pearson, Mrs. Beth Campagna, Mrs. Julie Bibiloni, Mr. Danny Coleman, Mr. James Knapp, Mrs. Rhoades, and Mrs. Howard.

Dr. Frerichs announced that the next scheduled meeting of the Board of Directors of the Penn Manor School District will be held on Monday, February 5, 2007 at 7:00 p.m. in the Board Room of the Manor Middle School.

Dr. Frerichs asked if there were any Citizen's Comments. There were none at that time.

Dr. Frerichs asked the committee whether there were any additions or corrections to the Minutes of the December 4, 2006, Committee of the Whole Meeting. Hearing none, on a motion by Mrs. Friedman, a second by Mr. Geist and a unanimous voice vote, the Minutes were approved as printed.

Mrs. Amy Wall invited the Board to attend the Penn Manor Read Across America 7th Annual Read-A-Thon on Sunday, February 25 from 1:00 – 4:00 in the high school library. The purpose of the Read-A-Thon is to encourage reading as a lifelong activity. The community is encouraged to bring a favorite book to read with their children, meet the Cat in the Hat and donate a new book for less fortunate children in the district.

Ms. Pollock introduced Mrs. Vickie Hallock, Principal of Martic Elementary School and the Reading Program Coordinator. She explained that Mrs. Hallock will be providing an update on the elementary literacy program and propose the purchase of a new literacy series for grades kindergarten through six. She noted that the last purchase of a whole language series was approximately 15 years ago. Ms. Pollock said much has changed with the demands for AYP and PSSA scores. The elementary reading scores have not made consistent gains. The proposed program will strengthen instruction and provide consistent foundation for readers of all instructional levels. Mrs. Hallock reviewed the core elements of an effective language arts program. She explained that a committee was formed to review 3 scientifically research based programs. The three publishers will be presenting to the committee later in January. Key factors considered for the adoption of the program will be core elements of reading instruction, step-by-step instruction, practice for concepts and skills and on-going assessment. Mrs. Hallock provided an estimated cost from 2 companies, Houghton Mifflin and Scott Foresman. Information will be presented to the board for approval after a decision is made by the committee. Questions were asked by the board for clarification. Mr. Stewart commended Mrs. Hallock for her efforts with the Early Literacy Program.

Ms. Pollock introduced Mrs. Trisha Pearson, Letort Elementary School Principal and the Gifted Program Coordinator. Mrs. Pearson distributed a Gifted Education brochure outlining gifted education at Penn Manor. With input from administration, building principals and teachers of the gifted, Mrs. Pearson created a manual with procedures and regulations for gifted education. She said each building principal will have a manual to be used as a reference for the referral process and the Chapter 16 standards and requirements. Mrs. Pearson reviewed the five recommendations from the Penn Manor 2002 Strategic Plan for gifted education. She explained how each of the five recommendations has since been implemented. Mrs. Friedman thanked the Gifted Department for their improvements over the years. Mr. Stewart recognized Mrs. Pearson for her efforts as the Gifted Program Coordinator.

Dr. Leichliter introduced Mr. James Knapp, Technology Education Department Coordinator. Mr. Knapp spoke to the board about the National Science Foundation Grant and future changes in the Technology Education Department. Mr. Knapp explained that he would like to integrate more science into technology education to address the PSSA standards and encourage more high school females to become involved in technology education. He said the National Science Grant will encourage students to explore areas of science and technology. This grant will provide for a router, equipment and teacher training for students to design, manufacture and race miniature Formula One cars. Mr. Knapp said that the router from the grant will be placed at Marticville Middle School. He will be requesting from the Education Foundation a duplicate router for Manor Middle School. Questions were asked for clarification.

At the December board meeting Mr. Skrocki presented security enhancements for the district. Mr. Skrocki requested approval to advertise for the three levels of security improvements for the district facilities. He explained the different security enhancement levels. Level 1 proposed security improvements, for the elementary and middle schools, include an intercom system, remote release door locking, closed circuit television system and door and security door hardware. Level 2, for all school facilities, include card key access, alarm system control panels, panic buttons and door and security door hardware. Level 3 is for a controlled security vestibule for main entrances at the buildings currently without a secure entrance. Marticville Middle School and Martic Elementary will have a secure vestibule in the upcoming renovation projects. Mr. Skrocki provided an estimated cost of \$400,000 for the three levels of improvements. Questions were asked for clarification and discussion ensued on this topic. Approval for placement of the advertising to bid for district security enhancements on the board agenda was approved on a motion by Mr. Kreider and seconded by Mr. DeLuca. The following vote was taken on this motion: Mr. DeLuca, yes; Dr. Frerichs, yes; Mrs. Friedman, yes; Mr. Geist, yes; Mr. Herr, absent; Mr. Kreider, yes; Mr. Lyon, absent; Mr. Rintz, yes; and Mrs. Wert, yes.

Mr. Skrocki provided an update on the Comet "Venue Field" project. He said that the choice of turf has been narrowed to Field Turf and Desso. He noted that each product is available by way of State contract. He reported on the meetings with Lancaster Township and the outcome of the modification requests. Approval was granted by the Township to modify the requirement to reconstruct SR741 to its centerline, and to modify the requirement to construct concrete sidewalk along SR741 frontage to a 6 foot wide macadam walkway along the street frontage. The request to modify the requirement to provide curbing along the site's SR741 frontage was denied by the Township. Mr.

Skrocki estimated it will cost approximately \$250,000 for the curbing. He provided a projected budget for the "Venue Field." The project is scheduled to start in April 2007 with completion in August. Questions were asked for clarification.

Mr. Stewart reported on the current status of the football practice field. He said the board previously approved safety upgrades for track program events and sod replacement to the center portion between football hash marks. All work is scheduled to be completed during the summer of 2007 with an August 15 target for reopening the field. Mr. Stewart asked the board to delay the sod improvement. He said the artificial surface provider at Comet Field may possibly extend an offer to cover both areas at a similar and attractive per square foot price. He also said adding sod at this time will be a short term solution. Installing an artificial surface will create a long term solution. Mr. Stewart asked that the sod improvement be delayed two to three months to reconsider the artificial option. After much discussion on this topic, six members of the board supported the recommendation to delay improvements to the sod and one member supported the original option of sod improvement.

Mrs. Campagna presented a proposal for the transfer of entities of an IU 13 full time learning support class at Pequea to Penn Manor beginning with the 2007-2008 school year. She stated the reasons for the transfer, current and projected number of students in the class, the history of Penn Manor children in the program, current costs and projected program costs with the proposed transfer of entities. Mr. Stewart stated he advocated the transfer. Mr. Stewart commended Mrs. Campagna for her efforts as the Coordinator of Special Services. Approval for placement of the Transfer of Entities on the board agenda was approved on a motion by Mrs. Friedman and seconded by Mrs. Wert. The following vote was taken on this motion: Mr. DeLuca, yes; Dr. Frerichs, yes; Mrs. Friedman, yes; Mr. Geist, yes; Mr. Herr, absent; Mr. Kreider, yes; Mr. Lyon, absent; Mr. Rintz, yes; and Mrs. Wert, yes.

Mr. Stewart presented a resolution for a variance to the 20 year rule on reimbursable projects for the Marticville renovation project. He commended the work of Mr. Skrocki and Mr. Hart of Crabtree Rohrbaugh and Associates for their efforts in winning approval of the variance. Approval for placement of the Marticville variance on the board agenda was approved on a motion by Mr. DeLuca and seconded by Mrs. Wert. The following vote was taken on this motion: Mr. DeLuca, yes; Dr. Frerichs, yes; Mrs. Friedman, yes; Mr. Geist, yes; Mr. Herr, absent; Mr. Kreider, yes; Mr. Lyon, absent; Mr. Rintz, yes; and Mrs. Wert, yes.

The Committee of the Whole adjourned at 5:45 p.m. for a dinner break and Executive Session for the discussion of legal/discipline matters and Act 93. The Committee of the Whole resumed at 6:50 p.m.

Mr. Skrocki presented the Act 1 and Tax Study Commission recommendation. He reviewed the timeline, the components of the referendum question, the Earned Income Tax example and the non-legal interpretative statement. He also reviewed the proposed referendum question, recommended by the Tax Study Commission, imposing an additional 0.80% earned income tax. He stated the next issue of the Above and Beyond will have an explanation of Act 1 and the Board's referendum question. He said the referendum question should be placed on the February or March board agenda. After

some discussion the board agreed on the proposed referendum question as written. Approval was given to Mr. Skrocki to advertise the notice of the tax shifting referendum and of new earned income tax in anticipation of its intent to adopt the referendum resolution at the February 12, 2007 school board meeting.

Mr. Skrocki presented the Property Tax Rebate Program. He reviewed the eligibility requirements for the property tax rebate program, the current state program and the Penn Manor program. He said the Penn Manor citizens who received the property tax rebates this year were appreciative. Mr. Skrocki explained the expansion of the state program. He will be presenting a recommendation to the board in February to continue with the Penn Manor property tax rebate program for the 2007-2008 year using the 2006-2007 guidelines. If approved by the board in February, promotion of the program will commence with the next edition of the Above and Beyond.

A mid-year update of capital projects was distributed by Mr. Skrocki. He stated that 17 out of 31 projects are complete. A status report of the items to be completed was reviewed. He said the first draft of the five year plan will be presented next month. Questions were asked for clarification.

A construction reorganization plan was presented by Mr. Skrocki. He said Mr. Coleman will need to focus the majority of his time on upcoming major construction projects. A proposal was made for Mr. Coleman to serve as “clerk of the works” for the construction projects. Mr. Dickenson, currently the high school head custodian, would assume the position of interim custodial supervisor. Mr. Homsher, currently the second shift high school custodial supervisor, would assume the position of acting high school head custodian. Mr. Skrocki reviewed the new responsibilities for Mr. Dickenson and Mr. Homsher and their compensation during this time period. He also reviewed the compensation plan for Mr. Coleman and explained the bonuses that would be included. The timeline for the reorganization was also reviewed. Mr. Skrocki will present revised job descriptions for these positions in February.

Mr. Skrocki explained that a recent Commonwealth Court decision prohibits turning over delinquent tax collection to a third party. He presented a resolution for approval for the district to terminate the contingent fee agreement with BMF Law Group. BMF will continue to collect and process 2005 delinquent real estate taxes. The district will turn over any and all 2006 delinquent real estate taxes to the Lancaster County Tax Claim Bureau. Approval for placement of this item on the board agenda was approved on a motion by Mr. DeLuca and seconded by Mrs. Friedman. The following vote was taken on this motion: Mr. DeLuca, yes; Dr. Frerichs, yes; Mrs. Friedman, yes; Mr. Geist, yes; Mr. Herr, absent; Mr. Kreider, yes; Mr. Lyon, absent; Mr. Rintz, yes; and Mrs. Wert, yes.

Mr. Johnston reviewed the preliminary budget for 2007-2008. He explained the actual revenues and expenses for 2005-2006 and the budgeted amounts for 2006-2007. He discussed the 2007-2008 budget calendar, Act 1 options and the estimated 2007-2008 revenues and expenses. Mr. Johnston said will be presenting the preliminary budget for adoption on February 12. Adjustments will be made to the proposed budget through May and formal adoption of the budget is scheduled for June 11, 2007.

Mr. Stewart distributed a 2007-2008 Career and Technology budget packet for review. He said that the average cap for the member districts will be 4%, which is the smallest CTC increase in the last 5 years. He stated that Penn Manor is the largest utilizer of Career and Technology programs in the county. Questions were asked for clarification. Mr. Kreider said that he supported the CTC budget. Approval for placement of this item on the board agenda was approved on a motion by Mr. DeLuca and seconded by Mr. Kreider. The following vote was taken on this motion: Mr. DeLuca, yes; Dr. Frerichs, yes; Mrs. Friedman, yes; Mr. Geist, yes; Mr. Herr, absent; Mr. Kreider, yes; Mr. Lyon, absent; Mr. Rintz, yes; and Mrs. Wert, yes.

Mr. Stewart presented four versions of the 2007-2008 school calendar for review. He said the "traditional," "early out," "post Labor Day" and "vacation lovers" calendars will be shared with administrators, PTO officers and building faculties for their input. A 2007-2008 school year calendar will be presented to the board for approval at a later date.

Mrs. Wert distributed a news article regarding the recent Lancaster County Academy graduation program. There were three Penn Manor students in the graduating class. She also reported that the Academy had a clean audit.

Dr. Frerichs congratulated Mr. Geist for his appointment to the PSBA Pension Study Committee. Mr. Geist briefly described the responsibilities and goals of the Committee.

Mr. Geist reported that the Education Foundation now has a commitment of \$160,000 in named endowments. He thanked the Rintz family for their recent \$20,000 named endowment.

The Committee of the Whole adjourned at 8:05 p.m. on a motion by Mrs. Wert, a second by Mr. Geist, and a unanimous voice vote.

C. Willis Herr, President

Paula E. Howard, Secretary

January 8, 2007

The regular meeting of the Board of Directors of the Penn Manor School District was held on the above date in the Board Room at Manor Middle School. The meeting was called to order by Board Vice-President, Dr. Richard Frerichs at 8:15 p.m.

The following members were present: Mr. DeLuca, Mrs. Friedman, Dr. Frerichs, Mr. Geist, Mr. Kreider, Mr. Rintz and Mrs. Wert. Mr. C. Willis Herr and Mr. Lyon, were absent. Present from the administrative staff were Mr. Donald Stewart, Ms. Ellen Pollock, Mr. Christopher Johnston, Mr. Steve Skrocki and Dr. Michael Lechlitter. Also in attendance were Mr. Curtis Elledge, Mrs. Elledge and children Lauren and Grant, Connor O'Neill, Mrs. Rhoades and Mrs. Paula Howard.

Dr. Frerichs announced that and the next regularly scheduled meeting of the Board of Directors of the Penn Manor School District will be held on Monday, February 12, 2007 at 8:15 p.m. in the Board Room of the Manor Middle School.

Dr. Frerichs asked if there were any Citizen's Comments. There were none at this time.

Dr. Frerichs asked if there were any additions or corrections to the Minutes of the December 4, 2006 School Board Meeting. There were none. It was moved by Mrs. Friedman and seconded by Mr. Kreider to approve the minutes as printed. This motion was passed by a unanimous voice vote.

Connor O'Neill reported that all of the boys' winter sports teams at this time are placed first in the section. The Battle of the Bands held on December 16 was very successful. On January 3 Penn Manor High School alumni were at the high school to talk with the students about college. He said semester finals will be January 16 and 17 and the new semester begins January 22. The winter formal dance will be held on January 27. Students Council distributed a match maker survey with the results being sold around Valentine's Day to the students for \$1.00. Students in government and business classes participated in the Stock Market Game. Twelve teams placed in the top 10% in the state.

Mr. Stewart congratulated the girls' soccer team for their collective Q.P.A. of 3.57. He commended Mr. Zapata for enrolling the team in the NFCAA National Team Academic Award competition. Penn Manor is ranked the 6th highest school in Pennsylvania with the schools participating in the competition. He reported that a team from Cocalico visited the high school to learn what can be done to improve their PSSA scores. Teams from Hempfield and Garden Spot visited the high school to review block scheduling. Thirteen Penn Manor High School students will be named Keystone Farmers in Pennsylvania. Penn Manor School District nominated Dr. Mindish as NASSP Principal of the Year. He reminded the board of the Educational Symposium Breakfast, sponsored by Representative True, on January 25. Mr. Stewart distributed a letter that will be sent with the middle school and high school report cards regarding key parties.

Mr. Stewart announced that January is School Board recognition month. He thanked the Board members for their voluntary service to the district. To recognize the board members for their service, each board member has been adopted by a school in the district. Mr. Stewart presented the board with individual invitations inviting them to activities at the adopted school.

Mr. Stewart introduced Mr. Curtis Elledge who is being recommended for the position of Assistant Director of Special Services. He said Mr. Elledge has been with the IU 13 since 1995 as an instructor for emotional support classes, a special education facilitator and a special education consultant. Mr. Elledge, his wife Nancy and children Lauren and Grant live in Washington Boro. Mr. Elledge said he was looking forward to working for the district and thanked the Board for this opportunity.

Mr. Johnston said that the state auditors are in the district for approximately 4 to 6 weeks. Their concentration will be transportation issues, teacher certifications, attendance and child accounting and the ethics statements. Mr. Johnston reported the Treasurer's Report for the months of November and December are posted. He reviewed some of the items presented for payment. It was moved by Mrs. Wert and seconded by Mrs. Friedman to approve to authorize payment of bills in the amounts of \$211,217.32 dated 12/1/06, \$1,838,529.89 dated 12/5/06, \$374,500.95 dated 12/6/06, \$203,374.11 dated 12/7/06, \$6,831.25 dated 12/11/06, \$130,302.29 dated 12/12/06, \$100,984.29 dated 12/14/06, \$585,709.22 dated 12/20/06, \$123,897.31 dated 12/21/06, \$177,046.81 dated 12/22/06 for a total of \$3,752,393.44 from the General Fund; \$1,544.37 dated 12/5/06, \$86,873.20 dated 12/15/06 for a total of \$88,417.57 from the Cafeteria Fund; \$365.36 dated 12/6/06, \$190.00 dated 12/18/06, \$3,130.47 dated 12/19/06 for a total of \$3,685.83 from the 2005 Construction Fund; \$1,010.00 dated 12/6/06, \$16,005.46 dated 12/18/06, \$17,180.81 dated 12/19/06 for a total of \$34,196.27 from the Capital Reserve Fund; \$73,603.45 dated 12/6/06, \$51,357.63 dated 12/18/06 for a total of \$124,961.08 from the 2006 Construction Fund; \$2,372.00 dated 12/19/06 for a total of \$2,372.00 from the Athletic Capital Reserve and payroll in the amounts of \$737,740.53 dated 12/6/06, \$714,282.79 dated 12/20/06 for a total of \$1,452,023.32. The following roll call vote was taken on this motion. Joe DeLuca, yes; Richard L. Frerichs, yes; Johnna Friedman, yes; Frank Geist, yes; C. Willis Herr, absent; Jeffrey Kreider, yes; Jeffrey E. Lyon, absent, Carlton Rintz, yes; and Donna J. Wert, yes.

The January 8, 2007 School Board Meeting Agenda was reviewed.

Item 2 A-D. **Consent Agenda for the January 8, 2007 Committee of the Whole Meeting**

- A. District Security Enhancements – The committee is recommending approval to advertise to bid for district security enhancements as outlined in the report distributed at the December 4, 2006, school board meeting.
- B. Transfer of Entities – The committee is recommending formal notification to the IU13 of Penn Manor's intent for a transfer of entity of IU Life Skills class at Pequea Elementary.
- C. Marticville Variance – The committee is recommending approval to submit a request to the Department of Education to request a variance to the 20 year rule on reimbursable projects. (see page 6)

- D. Lancaster County Career & Technology Center 2007-2008 Budget – The committee is recommending approval of the Lancaster County Career & Technology Center proposed general fund budget 2007-2008 budget, including without limitation the capital expenses (paid by school districts based on market value allocation) and operating expenses (paid by school districts based on average daily membership allocation) as such expenses are included and set forth in the proposed budget.

MOTION ON THE COMMITTEE OF THE WHOLE CONSENT AGENDA ITEMS 2 A-D: It was moved by Joseph DeLuca and seconded by Frank Geist to approve these items as amended. The following call vote was taken on this motion. Joseph DeLuca, yes; Richard L. Frerichs, yes; Johnna Friedman, yes; Frank Geist, yes; C. Willis Herr, absent; Jeffrey Kreider, yes; Jeffrey E. Lyon, absent, Carlton Rintz, yes; and Donna J. Wert, yes.

Item 3 A - J. Consent Agenda for Administrative Actions

- A. Tax Exonerations – The administrative staff is recommending approval of the tax exonerations as cited. (see page 7)
- B. Budget Transfers – The administrative staff is recommending approval of the budget transfers as listed on Penn Manor’s web page (<http://www.pennmanor.net/tr/>).
- C. Central Manor Floor Tile Replacement Project – Approval to Advertise for Bid – The administrative staff is recommending approval to advertise for bid for floor tile replacement in the original portion of Central Manor Elementary School.
- D. Marticville Renovation Project – Approval to Advertise for Bid – The administrative staff is recommending approval to advertise for bid for the Marticville Renovation Project including the pre-purchase of electrical equipment.
- E. Approval to Advertise for Bid – Conestoga Air Conditioning Project – The administrative staff is recommending approval to advertise for bid for 15 air conditioning units for Conestoga Elementary School.
- F. National School Breakfast Program – The administrative staff is recommending approval of the addition of Manor Middle School to the National School Breakfast program starting January 22, 2007. The middle school breakfast program will operate consistently with the existing elementary and high school programs.
- G. Manor Township and Southern Regional Police – The administrative staff is recommending approval for payments to Manor Township Police and Southern Regional Police Departments for providing police security at Penn Manor home athletic competitions. Estimated cost is \$45.00 per hour.

- H. Ratification of Landscape Architectural and Civil Engineering Service Contract – The administrative staff is recommending ratification of a landscape architectural and civil engineering service contract with Derck & Edson Associates, LLP for the turf field project at Comet Field as per the attached agreement. Payment to be made from the capital reserve fund. (see pages 8 - 21)
- I. Reimbursement of Transportation Expenses – The administrative staff is recommending approval for reimbursement of transportation expenses at the current I.R.S. rate to Mrs. Wanda Frank for transportation of a student to and from home and Marticville Middle School for the period of January 2, 2007 to June 6, 2007.
- J. Tuition Free CTC Senior – The committee is recommending approval for tuition free senior status for Willow Street CTC student, Tireany Fisher beginning January 2, 2007.

MOTION ON ADMINISTRATIVE ACTIONS CONSENT AGENDA ITEMS 3 A – J: It was moved by Frank Geist and seconded by Joe DeLuca to approve these items as amended. The following call vote was taken on this motion. Joseph DeLuca, yes; Richard L. Frerichs, yes; Johnna Friedman, yes; Frank Geist, yes; C. Willis Herr, absent; Jeffrey Kreider, yes; Jeffrey E. Lyon, absent, Carlton Rintz, yes; and Donna J. Wert, yes.

Item 4 A - H: Consent Agenda for Personnel

- A. School District Superintendent – The Board of School Directors notifies Donald F. Stewart, the School District's Superintendent that, in accordance with section 1073(b) of the Pennsylvania School Code, the Board intends to retain Mr. Stewart as the School District's Superintendent for a further term of three years.
- B. Employment or Change in Status(*) – The administrative staff is recommending the board accept the individuals listed for employment or change in status(*) according to the conditions listed. (see pages 22 - 23)
- C. Substitute Teachers – The administrative staff is recommending that the individuals listed below be approved for substitute teaching within the school district until such time that either the school district or the individual would opt to have their name deleted from the substitute teacher list. (see page 24)
- D. Leaves – The administrative staff is recommending granting Family Medical, Child Rearing, Designated Family Medical Leaves to the individuals listed according to the terms listed. (see page 25)
- E. Tenure – The administrative staff is recommending that the individuals listed below be granted tenure as she has completed the requirement of three years of satisfactory teaching performance within the school district.

Elizabeth D. Bender
Jennifer L. Buckbee
Alissa J. Hockley

- F. Resignations – The administrative staff is recommending the board accept the resignation of the individuals listed below per the effective date cited.

Erin C. Himes – January 19, 2007
 Karen Lehr – January 12, 2007
 Rita Rachor – December 23, 2006
 Michael Schmaldienst – January 9, 2007

- G. Retirement – The administrative staff is recommending the board approve the retirement of the individual listed below per the effective date cited.

Jeanne Adams – February 22, 2007

- H. Approval of Volunteers – the administration is recommending the approval of the following volunteers to work with the athletics program:

Derk McCarty – Girls Basketball
 Dan Ledwith – Bowling

MOTION ON PERSONNEL CONSENT AGENDA ITEMS 4 A – H: It was moved by Donna Wert and seconded by Herk Rintz to approve these items as amended. The following call vote was taken on this motion. Joseph DeLuca, yes; Richard L. Frerichs, yes; Johnna Friedman, yes; Frank Geist, yes; C. Willis Herr, absent; Jeffrey Kreider, yes; Jeffrey E. Lyon, absent, Carlton Rintz, yes; and Donna J. Wert, yes.

Item 5. **Consent Agenda for the January 8, 2007 Committee of the Whole Meeting**

- A. Delinquent Real Estate Tax Collection – The committee is recommending approval of the district exercising the termination clause of the contingent fee agreement dated June 9, 2005, with BMF Law Group for the collection of delinquent real estate taxes effective 1/9/2007. The termination clause is being exercised due to the recent Commonwealth Court decision in the Pennsylvania Land Title Association et al. v. East Stroudsburg Area School District, et al case. BMF will continue to collect and process 2005 delinquent real estate taxes. The committee is further recommending that the district turn over any and all 2006 delinquent real estate taxes to the Lancaster County Tax Claim Bureau.

MOTION ON CONSENT AGENDA ITEM 5 A: It was moved by Johnna Friedman and seconded by Frank Geist to approve these items as amended. The following call vote was taken on this motion. Joseph DeLuca, yes; Richard L. Frerichs, yes; Johnna Friedman, yes; Frank Geist, yes; C. Willis Herr, absent; Jeffrey Kreider, yes; Jeffrey E. Lyon, absent, Carlton Rintz, yes; and Donna J. Wert, yes.

Item 6.**Consent Agenda for Personnel**

- A. Contracted Psychological Services – The administrative staff is recommending approval of 20 hours of psychological services by Mrs. Linda Gerhart at the negotiated professional rate.

MOTION ON PERSONNEL CONSENT AGENDA ITEM 6 A: It was moved by Johnna Friedman and seconded by Joe DeLuca to approve these items as amended. The following call vote was taken on this motion. Joseph DeLuca, yes; Richard L. Frerichs, yes; Johnna Friedman, yes; Frank Geist, yes; C. Willis Herr, absent; Jeffrey Kreider, yes; Jeffrey E. Lyon, absent; Carlton Rintz, yes; and Donna J. Wert, yes.

Item 7.**Consent Agenda for the January 8, 2007 Committee of the Whole Meeting**

- A. Advertise Notice of Tax Shifting Referendum – The committee is recommending approval to advertise the notice of tax shifting referendum and of new earned income tax (sample attached) in anticipation of its intent to adopt the referendum resolution at the February 12, 2007 school board meeting.

MOTION ON CONSENT AGENDA ITEM 7 A: It was moved by Donna Wert and seconded by Herk Rintz to approve these items as amended. The following call vote was taken on this motion. Joseph DeLuca, yes; Richard L. Frerichs, yes; Johnna Friedman, yes; Frank Geist, yes; C. Willis Herr, absent; Jeffrey Kreider, yes; Jeffrey E. Lyon, absent; Carlton Rintz, yes; and Donna J. Wert, yes.

The meeting adjourned at 8:50 p.m. on a motion by Mr. Rintz and seconded by Mrs. Wert and a unanimous voice vote.

C. Willis Herr, President

Paula E. Howard, Secretary