

ESSEX NORTH SHORE AGRICULTURAL & TECHNICAL SCHOOL COMMITTEE

REGULAR MEETING

MINUTES

JANUARY 27, 2011

MEMBERS PRESENT: G.R. Harvey, Essex, Chairman
M. Patterson, Rowley, Vice Chairman, Department of Agriculture
P. Anderson, Lynnfield
D. Cahill, Department of Agriculture
M. Crowe, Boxford
R. Fravel, Danvers
D. Ketcham, Hamilton
D. Porteous, Beverly
W. Jackson, Swampscott
L. Siewko-Story, Department of Agriculture
M. Sweeney, Marblehead
M. Cullinan, Nahant
T. St. Pierre, Salem
M. Teixeira, Gloucester
E. Weitzler, Middleton
W. Nichols, Wenham

MEMBERS ABSENT: J. Sabella, Manchester
L. Bonfanti, Peabody, Secretary
C. Robinson, Topsfield
G. Small, Rockport

OTHERS PRESENT: D. O'Connell, Superintendent-Director, NSRVSD
R. Bourgeois, Superintendent-Director, EATHS
M. Burnett, Superintendent, Peabody School District
K. Nigro, PMA
P. Frazier, FirstSouthwestern Financial
R. Manley, Edwards Angell Palmer & Dodge, LLP
S. Smith, Attorney
W. Burton, President, NSCC
C. Anderson, Special Asst. to the President, NSCC
C. Worth, Treasurer
C. Levesque, Recording Secretary
Others

1. Call to Order

The meeting was called to order at 7:06 p.m.

A motion was made by Dr. Patterson, seconded by Mr. Cahill and VOTED unanimously to move Agenda Item 7 to Item 2 – Other to facilitate the flow of the meeting.

7. Other

Dr. Wayne Burton, President, NSCC thanked the Committee for considering their request to use land adjacent to Essex Agricultural and Technical High School for a parking lot. Due to increased enrollment

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January 27, 2011
Approved: March 3, 2011

and a construction project, NSCC has been looking at options to accommodate parking for students, faculty and staff. Dr. Burton explained that discussions with Superintendent Bourgeois resulted in a prospective planned 125ft x 55ft lot to accommodate approximately 100 vehicles. The temporary gravel based lot would be connected to the NSCC campus by a road that would be on the NSCC site while the parking lot would be on the Essex Agricultural site. NSCC would be responsible for the security and maintenance of the lot. For future use the gravel could be removed and this lot could be used as a practice field for soccer and/or lacrosse.

Attorney Stephen Smith, Legal Counsel, Essex Agricultural and Technical School District, addressed the Memorandum of Understanding that was included in the packet.

After discussion, it was moved by Mr. Porteous and seconded by Mr. Cahill and VOTED unanimously by weighted vote to authorize the Chairman, upon approval by the Essex Agricultural Board of Trustees, to enter into a Memorandum of Understanding with North Shore Community College for the temporary use of District policy as detailed on a site plan entitled "Site Layout and Materials Plan, prepared by Nitsch Engineering, and dated 12/1/10."

2. Tentative Regular Meeting Minutes for Approval

A motion was made by Mr. St. Pierre and seconded by Dr. Anderson and VOTED by weighted vote to approve the Tentative Special Meeting Minutes of January 6, 2011 as presented. Mr. Nichols, representative from Wenham, abstained.

3. Peabody School Committee Report

In Mr. Bonfanti's absence, Mr. O'Connell reported that they met with the Peabody School Committee to report on the following: CM at Risk process vs Design; history of weighted vote, Owner's Project Manager, architectural firm Design-Partnership; Bond Counsel; Financial Institution and By-Laws.

Mr. O'Connell stated that it was a very positive meeting and the members acknowledged that they were most appreciative of the transparency of their report. Also, Mr. McGeney commented and was thankful that the City of Peabody will benefit from the sale of the property at North Shore Technical High School.

Mr. Burnett stated it was a cordial meeting and members of the Peabody School Committee are looking forward to future informative reports.

4. Owner's Project Manager Report

Mr. Nigro reported he received the CM at Risk contract from MSBA, which was forward to Design-Partnership for their review and they will provide comments to PMA. PMA will respond to the comments and then meet with MSBA and legal counsel to address the comments.

5. Design-Partnership Presentation

Mr. Nigro introduced Mr. Vogel, Mr. Colli and Mr. Bell of Design-Partnership.

Mr. Vogel reported that between 2002/2004 the legislature through DCAM funded a Phase I Feasibility Study by Design-Partnership that validated the project as feasible on the Essex Aggie site and identified three potentially viable construction options to be explored.

Between 2004/2006 Ch. 463 of the Acts of 2004 as amended by Ch. 6 of the Acts of 2006 established the Essex North shore Agricultural Technical School District under a Temporary Oversight Board. In addition, the legislature funded a Phase II Feasibility Study by Design-Partnership; which was submitted in June 2007 to the Temporary Oversight Board.

In February 2010 the Temporary Oversight Board reaffirmed preference to the option of all educational programs on the south side of Rte. 62 and this design received MSBA's approval.

Mr. Vogel concluded that Design-Partnership has been involved for quite a while and is pleased to see the project come to a conclusion.

Mr. Colli stated that they are developing the design schedule for the next eleven months.

6. Sub-Committee Reports

Dr. Patterson reported that **District Policy** recommends approval of two edits made to the By-Laws. Section 2.3 add "*Commissioner of Agriculture*" and Section 4.1 Exhibit A only applies to first year and recommend including each year projected foundation and actual enrollment set forth in these tables.

A motion was made by Mr. Ketcham, seconded by Ms. Teixeira to approval the edits to Section 2.3 and Section 4.1.

Mr. Bourgeois stated that there may be a slight discrepancy to the October 1 SIMS foundation enrollment figures, subject to verification it would not change the weighted vote.

After discussion, Mr. Ketcham and Ms. Teixeira amended the motion to approve the edits to Section 2.3 and Section 4.1, subject to alignment with the foundation enrollment figures and VOTED unanimously, as recommended by District Policy Sub-Committee.

Mr. Harvey clarified that votes for all motions to come before the Committee operate under weighted vote.

Dr. Patterson stated that the District Policy Sub-Committee does include and supports immediate weighted vote.

Finance & Property Sub-Committee

It was moved by Dr. Anderson and seconded by Ms. Sweeney and VOTED unanimously to approve the Apportioned Costs FY11 & FY 12, as recommended by the Finance & Property Sub-Committee.

It was moved by Ms. Weitzler and seconded by Ms. Sweeney and VOTED unanimously to approve the New District Operating Budget for expenses incurred over two years. Appropriating funds which cover expenses of \$59,200 in 2011 and 2012 to be invoiced and paid in 2012, as recommended by the Finance & Property Sub-Committee.

Mr. Nichols asked where the funds for the consultant are coming from. Mr. O'Connell stated that at this time both districts are sharing the cost.

Mr. O'Connell stated that all miscellaneous expenditures will come before the Committee.

Ms. Worth, Treasurer, stated that she met with three financial institutions and after thorough research opened a checking account and money market account with Salem Five. To date each account has a balance of \$5.00 with one account earning interest.

It was reported that Bond Warrant Language should be available within the next week.

There was no meeting or report by the **Personnel Policy Sub-Committee**.

Mr. O'Connell reported that a proposed administrative flow chart for the new school district should be available within the next month.

7. Other

There was no other business to report.

8. Adjournment

A motion was made by Ms. Sweeney, seconded by Dr. Anderson and unanimously VOTED to adjourn.

The Chairman declared the meeting adjourned at 8:20 p.m.

Respectfully submitted,

Secretary