

**LINDLEY ACADEMY CHARTER SCHOOL AT BIRNEY**  
**900 W. Lindley Avenue<sup>1</sup>**  
**Philadelphia, PA 19141**  
**BOARD OF TRUSTEES MEETING**  
**MAY 19, 2020**  
**6:00 PM**

**AGENDA**

**SECTION I: CALL TO ORDER**

*Opening Colloquy*

This May 19, 2020 Board of Trustees meeting of the Lindley Academy Charter School at Birney Board of Trustees is hereby called to Order. The time is \_\_\_\_\_ pm. My name is Lisa Johnson. I am the President of this Board of Trustees and I will facilitate this meeting.

This is a public meeting of the Board of Trustees of the Lindley Academy Charter School at Birney that was properly advertised pursuant to the Pennsylvania Sunshine Act. The public meeting schedule is posted at the school and on the website in the monthly calendar.

All members of the public are welcome, to sit and listen to the Board of Trustees conduct its business tonight. Members of the public who have registered with the Administrative office to participate in public comment by 5 pm on the day before this scheduled meeting may participate in public comment. At this time, I would ask that executive administration submit the list of commenters to our legal counsel. Comments will be limited to three minutes unless the Board decides to grant additional time.

At this time, I will ask that Roll Call be taken.

**A. Roll Call**

Lisa Johnson — President  
Jane McAndrew — Treasurer  
Ana Christina Melhor — Secretary  
Barbara Saunders — Vice President  
Regina Felder — Trustee  
Evette Bowman — Trustee  
Reginald Howard — Trustee

**Board Members Present:**

**By Invitation: Non-Board Members:**

Dr. Margery Covello, CEO  
Nancy White, Principal  
Ralph Lovelidge, Principal

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<sup>1</sup> This meeting is being publicly held through a zoom conference, which is open to members of the public online via <https://zoom.us/j/99860656329> or by telephone at 1-646-558-8656.

Elaine Latimer, Director of SPED  
David Hussey, Esq.  
Peter Costa, Santilli and Thomson  
Gerald Santilli, President & CEO, APS  
Ashley Redfearn, Executive Director, APS  
Katie Santilli, CBO, APS  
Scott Kramer, CTO, APS

**Board Members Absent**

### **B. Chairperson's Disclosure: Executive Session**

*1. I would like to state, for purposes of the Minutes of this meeting that the Board of Trustees did not meet in Executive Session prior to this meeting.*

**OR**

*2. I would like to state, for purposes of the Minutes of this meeting that on \_\_\_\_\_, 2020, the Board of Trustees met in Executive Session for the following purposes under 65 P.S. § 708:*

( ) Certain Employee Issues. To discuss any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the agency, or former public officer or employee, provided, however, that the individual employees or appointees whose rights could be adversely affected may request, in writing, that the matter or matters be discussed at an open meeting. The agency's decision to discuss such matters in executive session shall not serve to adversely affect the due process rights granted by law, including those granted by Title 2 (relating to administrative law and procedure).

( ) Labor Relations. To hold information, strategy and negotiation sessions related to labor relations and/or arbitration.

( ) Purchase or Lease of Real Property. To consider the purchase or lease of real property up to the time an option to purchase or lease the real property is obtained or up to the time an agreement to purchase or lease such property is obtained if the agreement is obtained directly without an option.

( ) Consultation with Professional Advisor or Attorney. To consult with its attorney or other professional advisor regarding information or strategy in connection with litigation or with issues on which identifiable complaints are expected to be filed.

( ) Discuss Confidential Matters. To review and discuss agency business which, if conducted in public, would violate a lawful privilege or lead to the disclosure of information or

confidentiality protected by law, including matters related to the initiation and conduct of investigations of possible or certain violations of the law and quasi-judicial deliberations.

### C. Approval of Agenda

MOTION

#### **Resolution 20051901**

SECOND

#### **Approval of the Agenda**

VOTE:

PASS

FAIL

RESOLVED, that the Board of Trustees of Lindley Academy Charter School at Birney hereby approves the **May 19, 2020** Agenda.

*Notes of Discussion / Advance Regulatory and Financial Comment:*

<i>Who</i>	<i>What</i>

### D. Approval of Minutes

MOTION

#### **Resolution 20051902**

SECOND

#### **Approval of the April 21, 2020 Board Meeting Minutes**

VOTE:

PASS

FAIL

RESOLVED, that the Board of Trustees of Lindley Academy Charter School at Birney hereby approves the Minutes of the **April 21, 2020** meeting of the Board of Trustees of Lindley Academy Charter School at Birney.

*Notes of Discussion / Advance Regulatory and Financial Comment:*

<i>Who</i>	<i>What</i>

## **SECTION II: Reports**

### A. Community Comment

*Community Comment Colloquy (General Counsel)*

Good Evening, my name is David Hussey with Sand & Sidel, P.C., General Counsel to the Lindley Academy Charter School at Birney Board of Trustees. Will you please state your name for our records?

You will have three minutes to address the Board of Trustees. Any documents or communications that you might supplement your comment with should be submitted to me. I will keep the time and notify the board when three minutes have elapsed.

This Board may choose not to comment, question or respond in any way to your public comment. I will begin the time now.

<i>Who</i>	<i>What</i>

- A. Lindley Academy Charter School at Birney CEO
- B. American Paradigm Schools
- C. Business Controller

**SECTION III: UNFINISHED BUSINESS** — NONE

**SECTION IV: NEW BUSINESS**

A. RESOLUTIONS

MOTION

SECOND

VOTE:

PASS

FAIL

**Resolution 20051903 Approval of Reports**

RESOLVED that the Board of Trustees of Lindley Academy Charter School at Birney hereby accepts the report of the CEO of Lindley Academy Charter School at Birney and hereby incorporates into these minutes by reference the written report and the documents presented by the School Administration to the board;

FURTHER RESOLVED, that the Board of Trustees of Lindley Academy Charter School at Birney hereby accepts the report of American Paradigm Schools and hereby incorporates into these minutes by reference the written report and the documents presented by American Paradigm Schools; and

FURTHER RESOLVED, that the Board of Trustees of Lindley Academy Charter School at Birney hereby reviews and accepts the Financial Report of Peter Costa and hereby incorporates into these minutes by reference the Treasurer’s Report and the documents presented by Peter Costa to the board.

*Notes of Discussion / Advance Regulatory and Financial Comment:*

<i>Who</i>	<i>What</i>

MOTION

SECOND

VOTE:

PASS

FAIL

**Resolution 20051904 Approval of 2020-21 Budget**

RESOLVED, that the Board of Trustees of Lindley Academy Charter School adopts the budget for the 2020-21 fiscal year as presented.

*Notes of Discussion / Advance Regulatory and Financial Comment:*

<i>Who</i>	<i>What</i>

MOTION

SECOND

VOTE:

PASS

**Resolution 20051905 Personnel**

RESOLVED, that the Board of Trustees of Lindley Academy Charter School authorizes the CEO to rehire the returning staff members reflected on the

FAIL

attached schedule, in accordance with the approved salary scale for the 2020-21 fiscal year.

BE IT FURTHER RESOLVED, that the Board of Trustees of Lindley Academy Charter School accepts the recommendation of the CEO to not rehire the staff members terminated noted on the attached schedule.

BE IT FURTHER RESOLVED, that the Board of Trustees of Lindley Academy Charter School accepts the resignations of the staff members noted on the attached schedule.

*Notes of Discussion / Advance Regulatory and Financial Comment:*

<i>Who</i>	<i>What</i>

MOTION

**Resolution 20051906 Appointment of CEO/Principal**

SECOND

RESOLVED, the Board of Trustees of Lindley Academy Charter School at Birney hereby appoints Dr. Margery Covello to serve as CEO/Principal.

VOTE:  
 PASS  
 FAIL

*Notes of Discussion / Advance Regulatory and Financial Comment:*

<i>Who</i>	<i>What</i>

MOTION

**Resolution 20051907 Transgender and Gender-Nonconforming Youth Policy**

SECOND

RESOLVED, the Board of Trustees of Lindley Academy Charter School at Birney hereby approves the Transgender and Gender Non-Conforming Youth Policy, as presented.

VOTE:  
 PASS  
 FAIL

*Notes of Discussion / Advance Regulatory and Financial Comment:*

<i>Who</i>	<i>What</i>

MOTION

**Resolution 20051908 Apply Philly MOU**

SECOND

RESOLVED, the Board of Trustees of Lindley Academy Charter School at Birney hereby approves the amended memorandum of understanding with Apply Philly Charter, as presented.

VOTE:  
 PASS  
 FAIL

*Notes of Discussion / Advance Regulatory and Financial Comment:*

<i>Who</i>	<i>What</i>

MOTION

**Resolution 20051909 Authorization of the Execution and Delivery of the Lindley Academy Charter School at Birney Charter And the Performance of the Transactions Contemplated Thereby**

SECOND

VOTE:

PASS  
 FAIL

RESOLVED, that the Board of Trustees of Lindley Academy Charter School at Birney (i) authorizes and approves the execution and delivery of the Charter for Lindley Academy Charter School at Birney, effective July 1, 2016 and the performance of the transactions contemplated thereby, (ii) certifies and states that no members of the Board of Trustees of Lindley Academy Charter School at Birney or their immediate family, as defined under the Pennsylvania Public Official and Employee Ethics Act (“Ethics Act”), will have business dealings with Lindley Academy Charter School at Birney, and that the Board of Trustees of Lindley Academy Charter School at Birney will comply with the Ethics Act, and (iii) authorizes and directs the Secretary of the Board of Trustees of Lindley Academy Charter School at Birney to provide the School District of Philadelphia with the names and addresses (including email addresses) of the officers of the Board of Trustees of Lindley Academy Charter School at Birney and a statement that such persons are authorized to execute and request payments under the Charter; and

FURTHER RESOLVED, that this resolution shall be contingent upon and subject to execution of a license agreement for Lindley Academy Charter School at Birney’s use of its school building, as contemplated in the charter agreement; and

FURTHER RESOLVED, that the executed charter agreement shall reflect the name: Lindley Academy Charter School at Birney.

*Notes of Discussion / Advance Regulatory and Financial Comment:*

<i>Who</i>	<i>What</i>

**SECTION VII: DISCUSSION AND ANNOUNCEMENTS**

❖ NEXT BOARD MEETING: TUESDAY JUNE 16<sup>TH</sup>, 2020 @ 6PM

## Adjournment

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MOTION

SECOND

VOTE:

PASS

FAIL

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