

SPECIAL SCHOOL BOARD MEETING
Thursday, January 19, 2012
NEW HARMONY SCHOOL MEDIA CENTER

Attendance: (NHS) Jim Scarafia, President; Jason Wilson, Vice-President,
Brenda Butman, Secretary; Jim Eagan, Member; Curt Schmitt, Member;
Fran Thoele, Superintendent; David Givens, School Attorney

(MSDNP) Joe Neidig, President; Steve Bender, Vice-President,
Larry Lewis, Secretary; Linda O'Risky, Member; Geoff Gentil, Member;
Dr. Todd Camp, Superintendent; Bill Bender, School Attorney

- I. Call to Order of the New Harmony Board by Jim Scarafia at 6:00 pm
- II. Call to Order of the North Posey Board by Joe Neidig
- III. Consideration of Consolidation by Annexation Resolution
 - A. Reading by Jim Scarafia and Joe Neidig
 - B. Joint Resolution motion by Jason Wilson, 2nd by Brenda Butman – (Roll Call Vote) Jim Scarafia, Aye; Jason Wilson, Aye; Brenda Butman, Aye; Jim Eagan, Aye; Curt Schmitt, Aye – Passes 5-0.
 - C. Joint Resolution motion by Steve Bender, 2nd by Larry Lewis – (Roll Call Vote) Joe Neidig, Aye; Steve Bender, Aye; Larry Lewis, Aye; Linda O'Risky, Aye; Geoff Gentil, Aye – Passes 5-0.
- IV. Adjournment at 6:11 pm
 - A. motion by Jason Wilson, 2nd by Jim Eagan 5-0
- V. Adjournment at 6:12 pm
 - A. motion by Steve Bender , 2nd by Larry Lewis 5-0

Respectfully Submitted,

Brenda Butman,
Secretary

Larry Lewis
Secretary

JOINT RESOLUTION
of
M.S.D. of North Posey County
and
Consolidated School Town of New Harmony &
Harmony Township

WHEREAS, M.S.D. of North Posey County (“North Posey”) and Consolidated School Town of New Harmony & Harmony Township (“New Harmony”) are in agreement that by and through the process of annexation authorized by I.C. 20-23-5 that North Posey shall annex New Harmony.

WHEREFORE, North Posey and New Harmony held a joint meeting at New Harmony Media Center on January 19, 2012 at 6:00 P.M. to publicly consider this Joint Resolution.

THEREFORE, North Posey and New Harmony jointly **RESOLVE**:

1. After the effective date of annexation, the school corporation will continue to be called the M.S.D. of North Posey County.
2. The annexed territory shall consist of Harmony Township, Posey County, Indiana including the Town of New Harmony.
3. The annexation shall be effective on July 1, 2012.
4. Prior to the effective date of annexation, New Harmony shall continue to educate students within its facilities.
5. As of the date of this resolution, New Harmony has no outstanding bonds to construct or rehabilitate school facilities.

6. New Harmony has incurred obligations to provide transportation, special education services and vocational education to its students. Any debt for such services or liability incurred as a result of educational services provided either directly or indirectly to New Harmony resident students prior to July 1, 2012, shall be satisfied or transferred to North Posey. Funds held or grants related to the forgoing will be transferred to North Posey.
7. Upon the effective date of annexation, North Posey agrees to initiate a plan change pursuant to I.C. 20-23-5-11 to provide representation on North Posey's governing body for individuals who reside within the annexed territory described above in paragraph 2.
8. New Harmony presently employs the following categories of employees: administrators, teachers, non-certificated staff and bus drivers for the purpose of providing educational services to students who reside in the annexed territory. Upon the effective date of annexation, New Harmony will no longer provide educational services, and accordingly, will no longer need to employ any staff.
9. North Posey agrees to assume the on-going obligations of the employment contract between New Harmony and its teachers for the duration of the contract. New Harmony will determine if any reduction in force needs to occur through procedures under IC 20-28-7.5-1 *et seq.*, and whether retirement incentives and severances/incentive payments are applicable to individuals who are not offered employment by North Posey or do not accept employment by North Posey. Any and all remaining teacher contract obligations as of June 30, 2012 will be assumed by North Posey for the 2012-2013 school year. Liabilities and obligations of employment contracts and fringe benefits, including but not limited to health insurance, unemployment insurance, employment taxes, not already paid by New Harmony will be assumed by North Posey as of July 1, 2012.
10. New Harmony has no bonds that are outstanding. All assets, including but not limited to certificates of deposit, cash balance, and any and all allocated, paid or partially paid, school tax levies will be transferred to North Posey as of July 1, 2012. School taxes levied and subsequently collected on property in the annexed territory after July 1, 2012 shall be allocated and transferred to North Posey. New Harmony State Basic Grant payments collected after June 30, 2012 shall be allocated and transferred to North Posey.

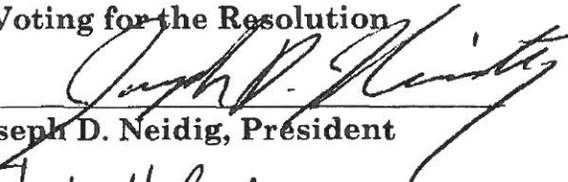
11. All final payments of payroll obligations for staff employed incurred by New Harmony for the 2011-2012 school year and ending on or before June 30, 2012 will be paid by New Harmony on or before June 30, 2012 to the extent possible. Any claims made or remaining obligations that occur after June 30, 2012 will be assumed by North Posey.
12. From the date of this resolution through July 1, 2012, New Harmony will not incur any liabilities not disclosed as of the date of this resolution greater than \$50,000, without the approval of North Posey.
13. North Posey will inspect all personal property currently possessed by New Harmony to determine what property can be used for its business purposes. Remaining personal property will be disposed as specified under IC 36-1-11-1 *et seq.* prior to June 30, 2012 to the extent possible. Any and all proceeds from disposal of personal property will be transferred to North Posey on July 1, 2012.
14. New Harmony currently owns the real estate generally described as New Harmony School that includes athletic fields. Said real estate may be disposed as a whole through procedures specified under IC 36-1-11-1 *et seq.* prior to June 30, 2012 to the extent possible. New Harmony and North Posey hereby authorize its officers to execute documents necessary to transfer any and all real estate owned by New Harmony upon the effective date of the annexation.
15. There will be no amount paid by North Posey to New Harmony for personal property and real estate received from New Harmony as outlined above.
16. Both New Harmony and North Posey have reviewed the disposition, allocations, and amounts to be transferred to determine that such are equitable.
17. Individuals choosing to exercise the right to remonstrate the annexation must file in accordance with IC 20-23-5-10 *et seq.*

Adopted and approved: January 19, 2012

North Posey

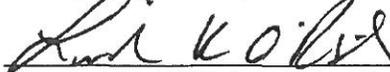
Voting for the Resolution

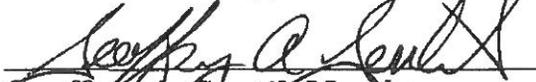
Voting Against the Resolution


Joseph D. Neidig, President


Stephen H. Bender, Vice President


Larry O. Lewis, Secretary


Linda K. O'Risky, Member


Geoffrey A. Gentil, Member

Adopted and approved: January 19, 2012

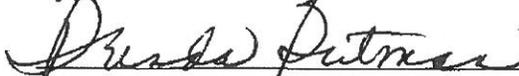
New Harmony

Voting for the Resolution

Voting Against the Resolution


James R. Scarafia, President


Jason J. Wilson, Vice President


Brenda S. Butman, Secretary


James O. Eagan, Jr., Member


Curtis R. Schmitt, Member

