

KING PHILIP REGIONAL AGREEMENT (WITH AMENDMENTS)
Towns of Norfolk, Plainville and Wrentham

SECTION I. THE REGIONAL DISTRICT SCHOOL COMMITTEE

(A) Composition.

The Regional District School Committee, hereinafter referred to as the Committee, shall consist of nine members, three from each member town, of whom one shall be an appointed member and two shall be elected members. Appointed members shall be those appointed by the local School Committee of each member town. Elected members shall be those elected at annual town elections. Members shall serve until their successors are elected or appointed and qualified.

(B) Interim Committee.

Within ten days after the establishment of the Regional School District, the local School Committee of each member town shall select from its own membership one member to serve on the Committee and the three members so appointed shall serve until their successors are appointed and qualified as provided in subsection I (C) and the selectmen of each member town shall appoint two members, of whom one shall have been a member of the Regional School District planning board which submitted this agreement (unless no such person is available), and the six members so appointed shall serve until their successors are elected and qualified as provided in subsection I (D).

(C) Appointed Members.

Immediately after each annual election, commencing with the annual election next following the establishment of the district, the School Committee of each member town shall appoint from its membership one member to serve on the Committee for the term of one year.

(D) Elected Members.

At the annual election next following the establishment of the Regional School District, each member town shall elect two members to serve on the Committee, one for a term of two years and one for a term of three years. Thereafter, at the expiration of the term of office of an elected member, the member town concerned shall, at its annual election; elect one member to serve for a term of three years.

No elected member shall serve on the Committee if at the same time he/she is a member of the local School Committee.

(E) Vacancies.

If a vacancy occurs among the appointed members, the local School Committee of the member town involved shall appoint a member from its own membership to serve for the balance of the unexpired term. If a vacancy occurs among the elected members, the selectmen and the remaining Committee members from the town involved shall appoint a member to serve until the next annual town election, at which annual election a successor shall be elected to serve for the balance of the unexpired term, if any.

(F) Organization.

Promptly upon the appointment of the initial members, and thereafter upon the annual appointment and election of successors, the Committee shall organize and choose by ballot a chairman from its own membership and appoint a treasurer and a secretary who may be the same person, but who need not be members of the Committee. At such organization meeting or at any other meeting, the Committee shall fix the time and place for its regular meetings and provide for the calling of special meetings upon notice to all its members, and may choose such other officers as it deems advisable and prescribe their powers and duties.

(G) Powers and Duties.

The Committee shall have all the powers and duties conferred and imposed upon school committees by law and conferred and imposed upon it by this agreement, and such other additional powers and duties as are specified in Sections 16 to 161 inclusive, Chapter 71 of Massachusetts General Laws and any amendments thereof or additions thereto now or hereinafter enacted, or as may be specified in any applicable special law.

(H) Quorum.

The quorum of the Committee for the transaction of business shall be five, of whom at least one shall be from each member town.

SECTION II. TYPE OF REGIONAL DISTRICT SCHOOL

The regional district school shall be a junior-senior high school consisting of grades 7 through 12, inclusive.

The Committee is hereby authorized to establish and maintain state-aided vocational education, acting as trustees therefor, in accordance with the provisions of chapter seventy-four of the General Laws, and acts amendatory thereto, or dependent thereon; if the Regional District School Committee deems it desirable.

SECTION III. LOCATION OF REGIONAL DISTRICT SCHOOL.

The regional district school shall be located in the town of Wrentham, as near as feasible to the geographic and population centers of the district.

SECTION IV. APPORTIONMENT AND PAYMENT OF COSTS INCURRED BY THE DISTRICT.

(A) For the purpose of apportioning assessments levied by the Regional School District against the member towns, costs shall be divided into two categories: capital costs and operating costs.

(B) Capital costs shall include all expenditures relating to capital outlay, such as payment of the principal of and interest on bonds or other obligations issued by the Regional School District to finance capital costs, and any other expenses associated with the acquisition of real estate, construction and improvement of buildings, grading, purchase of equipment and other activities incidental to placing in operation the original school plant and any subsequent additions and improvements thereto.

(C) Operating cost shall include all other costs, such as salaries, wages, supplies, texts, repair and maintenance expenditures, interest on notes issued in anticipation of revenue and other costs incurred in the day-to-day operation of the school.

(D) Capital costs shall be apportioned annually in December for the ensuing year as follows: Payment of principal of and interest on notes or other obligations issued by the Regional School District to finance capital costs shall be, apportioned to the member towns on the basis of the equalized valuation of such towns, as set forth in Chapter 559 of the Acts of 1945 entitled "An Act Establishing the Basis of Apportionment of State and County Taxes" or any later equalized valuations enacted by the General Court of the Commonwealth of Massachusetts in effect on the date this vote authorizing such bonds or other obligations became effective. Each member town's share shall be determined by computing to the nearest one-tenth of one per cent, the ratio which its equalized valuation bears to the total of the equalized valuations of all the member towns, and the ratio shall not be changed during the period such bonds or other obligations are outstanding, except as provided in Section VII. All other capital costs shall be so apportioned to the member towns on the basis of the last such equalized valuation of such towns enacted by said General Court which is in effect on the date on which such apportionment is so determined.

(E) Operating costs shall be apportioned to the member towns annually in December for the ensuing calendar year on the basis of their respective enrollments in the regional district school. Each member town's share of the total operating expense shall be determined by multiplying the total of the budgeted operating costs to be apportioned, by a fraction of which that town's pupil enrollment in the regional district school on October 1 of the year in which the apportionment is determined shall be the numerator, and the total pupil enrollment from all the member towns in the regional district school on the same date shall be the denominator; in the event that enrollment in the regional district school has not been accomplished by said date, on the basis of enrollment in grades 7 through 12 of pupils residing in each member town and receiving education at such town's expense as of October 1 of the preceding year.

(F) The Committee shall determine the amounts necessary to be raised to maintain and operate the regional district school during the ensuing calendar year and the amount required for the payment of capital costs, including debt incurred by the District and interest thereon, shall prepare a tentative budget as provided in Section VI and submit copies thereof to the Finance Committee of each member town for the consideration on or before November 1. The Committee shall adopt an annual maintenance and operating budget on or before December 1st for the ensuing calendar year, and said Committee shall apportion the amounts necessary to be raised in order to meet the said budget in accordance with the provisions of Paragraphs (D) and (E) of this Section IV. The amounts so apportioned for each member town shall, prior to December 31 of each year preceding the calendar year to which said budgets relate, be certified by the District Treasurer to the treasurers of the member towns, and each town shall appropriate the amounts so certified.

(G) Each member town shall pay its proportionate share of the capital and operating costs to the Regional School District each year in four equal installments not later than the first day of April, June, September and December.

(H) Within 3 days after the date on which the Committee votes to authorize the incurring of debt, other than temporary debt in anticipation of revenue to be received from member towns, said Committee shall cause written notice of the date of said authorization, the sum authorized and the general purpose or purposes for which such debt is authorized, to be mailed by registered mail to the Chairman of the Board of Selectmen of each member town at his/her last known permanent address in said town.

(I) The foregoing provisions of this Section IV shall be applicable forthwith upon establishment of the Regional School District and are intended to apply to expenses of the District prior to the completion of the School as well as thereafter.

SECTION V. TRANSPORTATION.

School transportation shall be provided by the Regional School District and the cost thereof shall be apportioned to the member towns as an operating expense.

SECTION VI. REGIONAL DISTRICT SCHOOL BUDGETS.

(A) Within 60 days after the Regional District School Committee is organized, it shall prepare a reasonably detailed operating and maintenance budget covering expenses, if any, for the balance of the then calendar year. Copies of such proposed budget shall be submitted to the Finance Committee of each member town for its consideration. A budget shall be adopted within 21 days after the proposed budget has been so submitted. The amount of the said budget shall be apportioned between the member towns according to the provisions in Section IV hereof. The treasurer shall certify to each member town its respective share of said budget. The sums thus certified shall be payable by each member town to the Regional District School Committee but only from funds which may be or may have been appropriated by each member town for such purpose, if any.

(B) Thereafter the Committee shall proceed with the preparation of a tentative budget for the ensuing calendar year as provided in said Section IV. All budgets shall be in reasonable detail, including the amount payable under the following classification of expenses and such other classifications as may be necessary:

1. General Control
2. Expenses of Instruction
3. Operation of plant
4. Maintenance of plant
5. Auxiliary agencies
6. Outlay
7. Debt service
8. Cost of transportation
9. Special. charges

(C) The Committee shall adopt budgets and make apportionments by a majority vote of the members present and voting.

SECTION VII. AMENDMENTS

This agreement may be amended from time to time in the manner herein-after provided but no such amendment shall be made which shall substantially impair the rights of the holders of any bonds or notes or other indebtedness of the district then outstanding, or the rights of the district to procure the means for payment thereof, provided that nothing in this section shall prevent the admission of a new town or towns to the district and the reapportionment accordingly of that part of the costs of land acquisition and construction represented by bonds or notes of the district then outstanding and of interest thereon; A proposal for amendment may be initiated by a signed petition bearing the signatures of 10 per cent of the registered voters of anyone of the member towns or by a majority of all the members of the Regional District School Committee. Said petition shall also contain, at the end thereof, a certification by the town clerk or town clerks of the respective member towns as to the number of signatures on the

petition which appear to be the names of registered voters from that town. Any such proposal for amendment shall be presented to the secretary of the Committee who shall mail or deliver a notice in writing to the Board of Selectmen of each of the member towns that a proposal to amend this agreement has been received and shall enclose a copy of such proposal (without the signatures in the case of a proposal by petition). The selectmen in each member town shall include in the warrant for the next annual or a special town meeting called for the purpose an article stating the proposal or the substance thereof. Such amendment shall take effect upon its acceptance by each of the member towns.

SECTION VIII. ADMISSION OF ADDTTIONAL TOWNS.

By an amendment of this agreement adopted under and in accordance with Section VII above, any other town or towns may be admitted to the Regional School District upon adoption as therein provided of , such amendment and upon acceptance by the town or towns seeking admission of the agreement as so amended and also upon compliance with such provisions of law as may be applicable and such terms as may be set forth in such amendment.

SECTION IX. WITHDRAWAL.

(A) Any member town may petition to withdraw from the Regional School District under terms stipulated in a proposed amendment to the agreement provided (1) that the town seeking to withdraw has paid over to the Regional School District any operating costs for which it became liable as a member of the district, and (2) that said town shall remain liable to the district for its share of the indebtedness, other than temporary indebtedness incurred in anticipation of revenue, of the district outstanding at the time of such withdrawal, and for interest thereon, to the same extent and in the same manner as though the town had not withdrawn from the district, except that such liability shall be reduced by any amount which such town has paid over at the time of withdrawal and which has been applied to the payment of such indebtedness or interest.

(B) Said petitioning town shall cease to be a member town if the proposed amendment is approved by the Committee and accepted by the petitioning town and each of the other member towns; acceptance by the petitioning town and by the other member towns to be by majority vote at an annual or special town meeting.

(C) Money received by the district from the withdrawing town for payment of funded indebtedness or interest thereon shall be used for this purpose only.

SECTION X. TUITION STUDENTS.

The Committee may accept for enrollment in the regional district school pupils from towns other than the member towns on a tuition basis and on such terms as it may determine. Income received by the regional district school from tuition pupils shall be deducted from the total operating costs in the next annual budget to be prepared after the receipt thereof, prior to apportionment under Section IV (F) to the member towns.

SECTION XI. EMPLOYMENT OF TEACHERS AND EXTENSION OF TENURE

All teachers in positions to be superseded by the establishment of the regional district school shall be given preferred consideration for similar positions in the regional district school to the extent that such positions exist therein; and any such teacher who on the date of his/her contract of employment with the District is then on tenure shall continue thereafter to serve on a tenure basis.

Voted November 15, 1954 –Norfolk, Plainville, and Wrentham

AMENDMENT NUMBER ONE TO AGREEMENT FOR REGIONAL SCHOOL DISTRICT. TOWNS OF NORFOLK, PLAINVILLE AND WRENTHAM

(1) To amend Section IV (B) so as to expand the existing definition of "capital costs" to include the cost of reconstructing and adding to school buildings, and the cost of remodeling and making extra-ordinary repairs to a school building or buildings and to make clearer that plans, architects, and consultants fees are also included as costs incidental to placing-school buildings and addition in operating condition.

(2) To amend Section IV (D) so as (1) to confine the existing method of apportioning capital costs to the member towns under the Agreement to capital costs incurred prior to April 1, 1962 (including payment of interest on and principal of bonds, notes and other evidences of indebtedness of the District outstanding on that date) and (2) to provide that capital costs incurred on or after April 1, 1962, shall be apportioned to the member towns proportionally on the basis that each member town's pupil enrollment in the regional district schools on October 1 of the year next preceding the year for which the apportionment is determined bears to the total pupil enrollment from all member towns in the regional district schools on that date.

(3) To amend the first sentence in Section IV (F) so as to change from November 1 to November 15, the date on or before which the District Committee shall prepare a tentative budget and submitting copies thereof to the Finance Committee of the member towns.

(4) To amend Section IX (A) so as to add the following two sentences to said subsection--namely:
"The withdrawing town's annual share of any future installment of principal of an interest on bonds, notes or other obligations outstanding on the effective date of its withdrawal shall be fixed at the percentage prevailing for such town at the last annual apportionment made next prior to such effective date. The remainder of any such installment after subtracting the share of any towns which have withdrawn shall be apportioned to the remaining member towns in the manner provided in subsection IV (D)." (Petition- Regional District School Committee).

Voted: Norfolk March 19, 1962
Plainville -March 26, 1962
Wrentham March 12, 1962

AMENDMENT NUMBER TWO TO AGREEMENT FOR REGIONAL SCHOOL DISTRICT, TOWNS OF NORFOLK, PLAINVILLE AND WRENTHAM

So as to permit the junior high school buildings to be located in the towns of Plainville and Norfolk. The amendment provides for changing Section III of the Agreement (which now reads "The regional district school shall be located in the town of Wrentham, as near as feasible to the geographic and population centers of the district"), so that it reads as follows: "Section III. The original district school buildings and additions thereto and any additional but separate regional district school buildings and additions thereto, shall be located in the town of Wrentham as near as feasible to the geographic and population centers of the district, provided that an additional building or buildings and additions thereto may be located in the towns of Norfolk and Plainville to accommodate pupils in any one or more of the grades of the district, seven to nine, inclusive." (Petition of the King Philip Regional School District Committee).

Voted: Norfolk- March 18, 1-963
Plainville - March 18, 1963
Wrentham - March 12, 1963

AMENDMENT NUMBER THREE TO AGREEMENT FOR REGIONAL SCHOOL DISTRICT TOWNS OF NORFOLK, PLAINVILLE AND WRENTHAM

That pursuant to the provisions of Chapter 510 of the Acts of 1970, the Agreement entered into between the towns of Norfolk, Plainville and Wrentham, Massachusetts, under which the King Philip Regional School District was established and now operates be hereby further amended as follows:

1. By adding the following Section:

SECTION XII, FISCAL YEAR

The fiscal year of the District shall be the same as the fiscal year of the member towns as provided by law, and the word year or fiscal year as it relates in this Agreement to a fiscal or budget year shall mean the fiscal year of the District.

2. By striking out Subsection IV (G) and inserting in place thereof the following subsection:

(G) Notwithstanding any other provisions of this Agreement to the contrary , the dates on or before which the respective percentages of the annual share of costs of the District apportioned to each member town shall be paid shall be September 1 , December 1, March 1 and June 1; provided, however, that for the fiscal period beginning January 1, 1974 and ending June 30, 1975, the dates on or before which the respective percentages of the costs of the District for said period apportioned to each member town shall be paid shall be April 1, June 1, September 1 and December 1, 1974 and March 1 and June 1, 1975.

VOTED King Philip Regional School District Committee - July 29, 1974

AMENDMENT NUMBER FOUR TO AGREEMENT FOR REGIONAL SCHOOL DISTRICT, TOWNS OF NORFOLK, PLAINVILLE AND WRENTHAM

That pursuant to the provisions of Chapter 1025 of the Acts of 1973, the Agreement entered into between the Towns of Norfolk, Plainville, and Wrentham, Massachusetts, under which the King Philip Regional School District was established and now operates be hereby further amended by adding the following subsection to Section VI:

(D) Notwithstanding any other provisions of this Agreement to the contrary, the annual operating and maintenance budget for the next fiscal year shall be adopted on or prior to February 14 in each year, beginning with 1975. Within thirty (30) days after the adoption of such budget, the treasurer shall certify to the treasurer of each member town the amounts of such budget apportioned to that town.

VOTED King Philip Regional School District Committee July 29, 1974

AMENDMENT NUMBER FIVE TO AGREEMENT FOR REGIONAL SCHOOL DISTRICT. TOWNS OF NORFOLK, PLAINVILLE AND WRENTHAM

That pursuant to the provisions of Chapter 1025 of the Acts of 1973, the Agreement entered into between the Towns of Norfolk, Plainville and Wrentham, Massachusetts, under which the King Philip Regional School District was established and now operates be hereby further amended as follows:

- (1) To amend Section IV(F) and Amendment #1 (3) so as to change from November 15 to the following January 2, the date on or before which the District Committee shall prepare a tentative budget and submitting copies thereof to the Finance Committee of the member towns. This provision is to take effect with fiscal year 1979 (tentative budget for that fiscal year to be submitted on or before January 2, 1978).
- (2) To amend Section IV(F) and Section VI(B) by striking out all references to "calendar year" and inserting in place thereof the words "fiscal year" .

VOTED King Philip Regional School District Committee January 3, 1977

AMENDMENT NUMBER SIX TO AGREEMENT FOR REGIONAL SCHOOL DISTRICT, TOWNS OF NORFOLK, PLAINVILLE AND WRENTHAM

That pursuant to the provisions of Chapter 1025 of the Acts of 1973, the agreement entered into between the towns of Norfolk, Plainville and Wrentham, Massachusetts, under the King Philip Regional District was established and now operates, be hereby further amended as follows:

- (1) To amend Section IV(F) and Amendment #5(1) so as to change from January 2 to the first regular School Committee meeting in February, the date on or before which the District Committee shall prepare a tentative budget and submitting copies thereof to the Finance Committee of the member Towns. This provision is to take effect with fiscal year 1990 (tentative budget for that fiscal year to be submitted on the first regular meeting in February 1989).

VOTED- King Philip Regional School District Committee -December 5, 1988

AMENDMENT NUMBER SEVEN TO AGREEMENT FOR REGIONAL SCHOOL DISTRICT, TOWNS OF NORFOLK, PLAINVILLE AND WRENTHAM

That pursuant to the provisions of Chapter 1025 of the Acts of 1973, the agreement entered into between the Towns of Norfolk, Plainville, and Wrentham, Massachusetts, under the King Philip Regional School District was established and now operates, be hereby further amended as follows:

- (1) To amend Section IV (F), and Amendment #6(1) so as to change from the first regular school committee meeting in February, the date on or before which the District Committee shall prepare a tentative budget and submitting copies thereof to the Finance committee of the member Towns to March 15, the date on or before which the District Committee shall prepare a tentative budget and submitting copies thereof to the Finance Committee of the member Towns. This provision to take effect with the fiscal year 2017 (tentative budget for that fiscal year to be submitted on or before March 15, 2017).

VOTED- King Philip Regional School District Committee – March 2, 2015.