

## **RESOLUTION BY THE PSEA BOARD OF DIRECTORS TO CREATE THE CHESTER UPLAND CRISIS FUND**

*Whereas*, the Chester Upland School District (District) is experiencing a severe financial crisis and, according to the District, is unable to make payroll after January 4, 2012;

*Whereas*, the members of the Chester Upland Education Association (CUEA) and the Chester Upland Support Personnel Association (CUESPA) are committed to serving the needs of their 3,600 students in the District so that their learning and education will not be interrupted or curtailed;

*Whereas*, members of the CUEA and CUESPA have resolved to keep working and providing educational services to the students in the District for delayed compensation for as long as they are individually financially able to do so;

*Whereas*, supporting CUEA and CUESPA members during a time when they receive no income from the District furthers and promotes the purposes and interests of PSEA; provides for the educational welfare of the state; and protects and advances the interests of PSEA's members;

*Now, therefore, be it RESOLVED* that in recognition of the foregoing, and in furtherance of its Section 501(c)(6) tax-exempt purposes, the PSEA Board of Directors hereby establishes the Chester Upland Crisis Fund (Fund), with the following restrictions:

1. The Fund, including any income earned by the fund, is established for the sole and exclusive purpose of providing financial support to members of the CUEA and CUESPA during this emergency situation where the welfare of the students of the District is in jeopardy;
2. The Fund will accept contributions (that are not tax-deductible charitable contributions) from PSEA members and local associations affiliated with PSEA, and from others who wish to support this cause;
3. The contributions will be distributed by PSEA as soon as feasible, and on as regular a basis as feasible, to each member of CUEA and CUESPA for so long as the crisis exists and the District cannot make payroll, including payment of any back wages; provided that the amounts distributed to members will be equal within each respective membership type and that no member shall receive more than the salary or other compensation that would otherwise have been paid to the member but for the crisis;
4. In order to be eligible for a distribution, the individual must have been a member of CUEA or CUESPA prior to January 4, 2012;
5. If there are monies remaining in the Fund when the District once again makes its payroll, including payment of any back wages, the remaining monies then held in

the Fund shall be transferred to the PSEA Education Foundation, which exists exclusively for charitable purposes;

6. No portion of the Fund shall be used in a manner that is not in furtherance of the exempt purposes of PSEA under Internal Revenue Code Section 501(c)(6) and the Fund shall be used solely and exclusively for such exempt purposes.