

**BETHPAGE UNION FREE SCHOOL DISTRICT**  
**Bethpage, New York**  
**BOARD OF EDUCATION**  
**Regular Meeting**  
**December 17, 2013 – 7:30 PM. –Admin. Conference Room**

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Mrs. Watson, acting President, called the meeting to order at 7:30 PM and led everyone in the Pledge of Allegiance.

*Present:* Sandra Watson, Vice-President; Anna Israelton, John Lonardo, James A. McGlynn, Kurt Spears and Marie Swierkowski

*Absent:* Michael J. Kelly, President

*Also Present:* Terrence Clark, Superintendent; Caroline E. Lavelle, Assistant Superintendent for Human Resources; Joseph Marchesiello, Assistant Superintendent for Business; David Schneider, Assistant Superintendent for Instruction and Technology; and Laura Granelli, Esq. Jaspan, Schlesinger, LLP.

*Absent:* Patricia Hantzidiamantis, Executive Director of Pupil Personnel Services

Approximately 1 member of the community was present.

***APPROVAL OF MINUTES***

MOTION by Mr. McGlynn, seconded by Mrs. Israelton, that the Board of Education approve the Regular Meeting Minutes of November 26, 2013.

All aye. Motion carried (6-0).

***ACCEPTANCE OF TREASURER'S REPORT***

MOTION by Mr. McGlynn, seconded by Mrs. Swierkowski, that the Board of Education approve the Treasurer's Report for the period ending October, 2013.

All aye. Motion carried (6-0).

***ACCEPTANCE OF WARRANT***

MOTION by Mr. McGlynn, seconded by Mr. Spears, that the Board of Education accept the Warrant for the period ending November 30, 2013.

All aye. Motion carried (6-0).

**OPPORTUNITY FOR THE PUBLIC TO BE HEARD ON AGENDA ITEMS ONLY:**

None.

**SUPERINTENDENT'S RECOMMENDATIONS**

MOTION by Mr. Spears, seconded by Mr. McGlynn, that the Board of Education approve the following personnel actions:

**1. Creation of Positions**

Title	Effective Date
None	-

**2. Abolishment of Position**

Title	Effective Date
None	-

**3. Resignations/Retirements**

CERTIFIED PERSONNEL			
Name	Position	Note	Effective Date
Shari Negrin	Per Diem Sub	Resignation	Ratify 12/4/13
Nancy Safran	Teacher of the Deaf & Hard of Hearing PT	Resignation	1/01/14
NON-CERTIFIED PERSONNEL			
None	-	-	-

**4. Terminations**

CERTIFIED PERSONNEL			
Name	Position	Note	Effective Date
None	-	-	-
NON-CERTIFIED PERSONNEL			
None	-	-	-

**5. Appointments**

CERTIFIED PERSONNEL					
Name	Position	Tenure Area	Salary	Probationary Period Dates	Certification Status
None	-	-	-	-	-

NON-CERTIFIED PERSONNEL						
Name	Position	10 or 12 Months	Salary	Probationary Period	Benefits	Effective Date
Glenn Neuman	Information Technology Aide II PT	12 Months	\$18.32/hr 13/14 Sal. Schedule	-	No	Ratify 11/27/13
CERTIFIED PERSONNEL						
Name	Position	Tenure Area	Salary	Effect. Date	Certification Status	
Kathleen Seton Callahan	.5 Teacher of the Deaf & Hard of Hearing PT	-	\$61,404 MA + 15 (1) Prorated which is 10% less than 13/14 BCT Contract	1/06/14	Permanent N, K, 1-6, Deaf & Hearing Impaired, Special Ed. K-12, Speech & Hearing Handicapped	
Kathleen Seton Callahan	Per Diem Sub	-	As per Board Policy	1/06/14	-	
Louis Caso	Per Diem Sub	-	As Per Board Policy	12/18/13	-	
Nancy Safran	Per Diem Sub	-	As per Board Policy	1/02/14	-	

#### 6. Family Medical Leave of Absence

CERTIFIED PERSONNEL			
Name	Position	Effective Date	Not To Exceed 12 Weeks
Pamela Smith	Special Ed Teacher	1/08/14	Yes
NON-CERTIFIED PERSONNEL			
None	-	-	-

#### 7. Child Rearing Leave of Absence

CERTIFIED PERSONNEL			
Name	Position	Effective Date	Notes
None	-	-	-
NON-CERTIFIED PERSONNEL			
None	-	-	-

#### 8. Corrections

CERTIFIED PERSONNEL			
Name	Position	Correction	Effective Date of Correction
Elizabeth Raia	Science Teacher	Rescind Board Action of 11/26/13 FMLA	11/26/13
Dena Riccardi	School Psychologist	Correction to Board Action of 11/26/13 Effective Date of FMLA is 11/08/13	11/26/13

NON-CERTIFIED PERSONNEL			
Glenn Neuman	-	Rescind Board Action of 11/26/13 of Appointment of Cleaner PT Sub	11/26/13

All aye. Motion carried (6-0).

### TENURE RECOMMENDATION

MOTION by Mrs. Israelton, seconded by Mrs. Swierkowski, that the Board of Education approve the tenure recommendation for **Tara Pizzuto** in the tenure area of Teaching Assistant effective January 2, 2014.

All aye. Motion carried (6-0).

### EXTRACURRICULAR/CO-CURRICULAR

MOTION by Mrs. Israelton, seconded by Mr. McGlynn, that the Board of Education approve the extracurricular/co-curricular appointments, as submitted, for the 2013-2014 school year.

Note: A copy of the Extracurricular/Co-Curricular Activities Schedule is available in the Office of Human Resources.

All aye. Motion carried (6-0).

### TERMS AND CONDITIONS OF EMPLOYMENT FOR PER DIEM DIRECTOR OF SCHOOL FACILITIES AND OPERATIONS

MOTION by Mrs. Israelton, seconded by Mr. McGlynn, that the Board of Education ratify the Terms and Conditions of Employment for the Per Diem Director of School Facilities and Operations, effective November 1, 2013, as set forth in the referenced memoranda from Superintendent Clark dated November 1, 2013.

Note: A Copy of the memoranda is available in the Superintendent's Office.

All aye. Motion carried (6-0).

### CPSE AND CSE DOCUMENTS

CPSE	November 12, 2013	November 19, 2013	December 3, 2013
CSE	October 30, 2013	October 31, 2013	November 1, 2013
	November 4, 2013	November 6, 2013	November 7, 2013
	November 12, 2013	November 14, 2013	November 18, 2013
	November 19, 2013	November 20, 2013	November 21, 2013

November 26, 2013    December 3, 2013    December 4, 2013  
December 5, 2013

BE IT RESOLVED that the recommendations of the CPSE/CSE for the above dates have been reviewed by the Board of Education, and arrangements will be made for the special education programs and services and parent notification.

All aye. Motion carried (6-0).

**SECOND READING AND ADOPTION OF POLICIES**

MOTION        by Mrs. Israelton, seconded by Mr. McGlynn, that the Board of Education acknowledge that it has performed the second reading of the following existing policy and approves the adoption of this policy as submitted:

Policy No. 1120        School District Records

All aye. Motion carried (6-0).

**FIRST READING OF EXISTING AND NEW POLICIES**

MOTION        by Mrs. Swierkowski, seconded by Mr. McGlynn, that the Board of Education acknowledge that it has performed its first reading of the following existing and new policies:

Policy No. 4320.2        District Equipment Taken Home by  
Students  
Policy No. 5300.65        Visitors to the School  
Policy No. 5300.70        Public Conduct on School Property  
New Policy No. 8520        Free and Reduced Price Food Services

All aye. Motion carried (6-0).

**CREATION OF 2014-2015 BUDGET ADVISORY COMMITTEE**

MOTION        by Mrs. Israelton, seconded by Mr. McGlynn, that the Board of Education approve the creation of a Budget Advisory Committee with the purpose of assisting in the development of the proposed 2014-2015 budget.

All aye. Motion carried (6-0).

**DEFENSE AND INDEMNIFICATION OF EMPLOYEES**

MOTION        by Mrs. Israelton, seconded by Mr. McGlynn, BE IT RESOLVED, that the Board of Education of the Bethpage Union Free School District hereby agrees to provide defense and indemnification as required by law to the following employee, in connection with a matter captioned *Jill Glass v. County of Nassau*, et. Al (Index No. 603167/2013), and shall designate

the counsel appointed by the District's insurance carrier, New York Schools Insurance Reciprocal (NYSIR), to represent such individual in connection with the matter.

Elena Becker – District Clerk and Secretary to Superintendent of Schools

All aye. Motion carried (6-0).

**REMOVAL OF OBSOLETE BOOKS FROM DISTRICT INVENTORY**

MOTION by Mrs. Israelton, seconded by Mrs. Swierkowski, that the Board of Education declare certain High School Library books obsolete and of no value and no use to the School District, and authorizes that they may be removed from the District inventory.

Note: A list of the books is available in the Instruction Office.

All aye. Motion carried (6-0).

**FINANCIAL AID CONSULTANT ENGAGEMENT LETTER**

MOTION by Mr. Spears, seconded by Mrs. Israelton, that the Board of Education approve Joseph Scaime as a Financial Aid Consultant for purposes of providing a minimum 2 hour and 15 minute presentation to parents on or about January 15, 2014, at a cost of \$350. The Board further authorizes the Superintendent to sign the engagement letter on the Board's behalf.

All aye. Motion carried (6-0).

**SPECIAL EDUCATION SERVICES CONTRACT**

MOTION by Mr. McGlynn, seconded by Mrs. Israelton, that the Board of Education approve the contract between the Bethpage Union Free School District (Sending District) and the Herricks Union Free School District (Receiving District) for the period October 28, 2013 through June 27, 2014, for the purpose of providing special education services at the following estimated NRT rate:

	<i>Per Student Est. NRT Rate</i>	<i># of Students</i>	<i>Total Est. NRT Cost</i>
Full-Day 7-12 Special Education	\$55,800	1	\$55,800

The Board further authorizes the Board President to execute said agreement on the Board's behalf.

All aye. Motion carried (6-0).

**HEALTH SERVICES AGREEMENT**

MOTION by Mrs. Israelton, seconded by Mrs. Swierkowski, that the Board of Education approve the following Health Services Agreement for the 2013-2014 school year:

<i>School District</i>	<i># of Students</i>	<i>Cost per Student</i>	<i>Total Cost</i>
Amityville UFSD	1	\$761.00	\$761.00

The Board further authorizes the Board President to execute said agreement on the Board's behalf.

All aye. Motion carried (6-0).

**RATE OF MILEAGE REIMBURSEMENT**

MOTION by Mr. McGlynn, seconded by Mr. Lonardo

2013-2014: \$0.565 Effective January 1, 2014: \$0.56

Note: The mileage reimbursement is in accordance with the Internal Revenue Service.

All aye. Motion carried (6-0).

**DONATION OF FUNDS**

MOTION by Mrs. Israelton, seconded by Mrs. Swierkowski, that the Board of Education accept the donation of \$2.56 from Pathmark for the School Fundraising Program and allow this donation to be deposited into the General Fund to be used to benefit the children of the Bethpage School District.

All aye. Motion carried (6-0).

**CORRECTIVE ACTION PLAN**

MOTION by Mrs. Israelton, seconded by Mr. Spears, that the Board of Education approve the Corrective Action Plan, as submitted, in response to the "Annual Risk Assessment Update Pertaining to the Internal Controls of District Operations, June, 2013" and that such Plan be filed with the State Education Department.

All aye. Motion carried (6-0).

**AWARD OF PRINTING & MAILING SERVICES BID #010-1314**

MOTION by Mrs. Israelton, seconded by Mr. McGlynn, that the Board of Education accept the results of the District Printing and Mailing Services Bid #010-1314 and award the individual bid items to the lowest responsible bidders meeting specifications. Bids were received by the District and opened on November 19, 2013. Thirteen (13) bid packets were mailed out and eight (8) were received.

Note: Purchase orders for these items will be done on an as-needed basis. A copy of the bid summary is available in the Business Office for public perusal.

All aye. Motion carried (6-0).

**TERMINATION OF LABOR COUNSEL CONTRACT**

MOTION by Mrs. Swierkowski, seconded by Mr. McGlynn, that the Board of Education terminate the appointment of Guercio & Guercio, LLP as District Labor Counsel, effective December 31, 2013.

All aye. Motion carried (6-0).

**LABOR AND GENERAL COUNSEL SERVICES**

MOTION by Mrs. Israelton, seconded by Mr. McGlynn, that the Board of Education approve a revised retainer agreement with Jaspan Schlesinger LLP to provide Labor and General Counsel services effective January 1, 2014 through December 31, 2016 at the following rates:

January 1, 2014 through December 31, 2014: combined annual labor and general counsel retainer \$100,000; \$210 per hour for attorneys and \$120 per hour for paralegals for non-retainer items.

January 1, 2015 through December 31, 2015: combined annual labor and general counsel retainer \$100,000; \$214 per hour for attorneys and \$122 per hour for paralegals for non-retainer items;

January 1, 2016 through December 31, 2016: combined annual labor and general counsel retainer of \$100,000; \$218 per hour for attorneys and \$124 per hour for paralegals for non-retainer items;

and further authorizes the Board President to execute the revised agreement on its behalf.

All aye. Motion carried (6-0).



**USE OF BEST VALUE IN AWARDING PURCHASING CONTRACTS**

MOTION by Mrs. Israelton, seconded by Mrs. Swierkowski, upon recommendation of the Superintendent, the Board of Education is hereby authorized to award purchase contracts including, without limitation, purchases through the use of contracts let by the United States or any agency thereof, any state or any political subdivision or district therein, on the basis of "best value", by and in accordance with the requirements of New York State General Municipal Law.

All aye. Motion carried (6-0).

**STIPULATION OF AGREEMENT BETWEEN THE BOARD OF EDUCATIONS OF THE BETHPAGE UNION FREE SCHOOL DISTRICT AND THE BETHPAGE CONGRESS OF TEACHERS TEACHING ASSISTANTS UNIT**

MOTION by Mrs. Israelton, seconded by Mrs. Swierkowski, RESOLVED, the Board of Education approves the Stipulation of Agreement between the Bethpage Union Free School District and the Bethpage Congress of Teachers Teaching Assistants Unit dated December 17, 2013, and authorizes the Superintendent of Schools to execute said agreement on behalf of the District.

Ayes 4  
Noes 0  
Abstentions 2 (Mr. Spears & Mr. McGlynn)

Motion carried (4-0-2)

**STIPULATION OF AGREEMENT BETWEEN THE BOARD OF EDUCATIONS OF THE BETHPAGE UNION FREE SCHOOL DISTRICT AND THE BETHPAGE CONGRESS OF TEACHERS**

MOTION by Mrs. Israelton, seconded by Mr. McGlynn, RESOLVED, the Board of Education approves the Stipulation of Agreement between the Bethpage Union Free School District and the Bethpage Congress of Teachers dated December 17, 2013, and authorizes the Superintendent of Schools to execute said agreement on behalf of the District.

Ayes 5  
Noes 0  
Abstentions 1 (Mrs. Swierkowski)

Motion carried (5-0-1)

**NBC LEARN SUBSCRIPTION LICENSE SOFTWARE AGREEMENT**

MOTION by Mr. McGlynn, seconded by Mrs. Israelton, that the Board of Education ratify the sole-source proprietary Software License Agreement with NBC Learn for the purpose of providing JFK Middle School with access to on-line videos and other educational resources that will interface with the Chromebooks, at a cost of \$1,499, for the period ~~December 1, 2013 to November 30, 2014~~ January 1, 2014 to January 31, 2015. The Board further authorizes the Board President to execute said agreement on the Board's behalf.

All aye. Motion carried (6-0).

**FIXED ASSET INVENTORY AGREEMENT**

MOTION by Mr. Spears, seconded by Mr. McGlynn, that the Board of Education approve the agreement between the Bethpage Union Free School District and CBIZ Valuation Group, LLC, to provide Fixed Asset Inventory accounting to the Bethpage School District, provided at no cost to the District on behalf of NYSIR's Property Valuation Program. The Board further authorizes the Board President to execute said agreement on the Board's behalf.

All aye. Motion carried (6-0).

**ASSUMPTION OF TRANSPORTATION CONTRACTS**

MOTION by Mr. McGlynn, seconded by Mrs. Israelton, WHEREAS, K-Corr/Atlantic Express, the District's predominant transportation provider for the 2013-2014 school year for the District's Transportation Contract No. E261235, School Transportation Contract No. E261237, and Late Bus Contract No. 261236, is in the process of liquidating via the bankruptcy proceedings in re: METRO AFFILIATES, INC., *et al.*, Case No. 13-13591 (SHL); and

WHEREAS, the District has been advised that Educational Bus, Inc. has been identified as the successful bidder in those proceedings for the District's Transportation Contract No. E261235, as amended and extended; School Transportation Contract No. E261237, as amended and extended; and Late Bus Contract No. 261236, as amended and extended; and

WHEREAS, the approval of the sale of District Transportation Contract No. E261235, as amended and extended; School Transportation Contract No. E261237, as amended and extended; and Late Bus Contract No. 261236, as amended and extended; to the successful bidder is pending via such bankruptcy proceedings; and

WHEREAS, it is expected that the sale of those contracts will be approved and transpire prior to December 31, 2013; and

WHEREAS, the District has been provided with adequate assurances that Educational Bus, Inc. is capable of assuming and executing the aforementioned District contracts to ensure the continuous transport of the District's students;

NOW BE IT HEREBY RESOLVED that, the Superintendent recommends that the District consent to the assumption by Educational Bus, Inc. of District's Transportation Contract No. E261235, as amended and extended; School Transportation Contract No. E261237, as amended and extended; and Late Bus Contract No. 261236, as amended and extended; subject to the Court's approval of such sale to Educational Bus, Inc. and approval by the New York State Department of Education of such assumption of the contracts, and further recommends that the Superintendent of Schools or, as may be necessary, the Board President, be authorized to execute any and all documentation necessary to effectuate such assumption, on the Board's behalf.

All aye. Motion carried (6-0).

**OLD BUSINESS:** None.

***SUPERINTENDENT'S REPORT***

- Mr. Clark congratulated Sarah Cerisi who was recently named a Scholar Athlete. This is our second Scholar Athlete for this year. Charlie Bachmeier was also named a Scholar Athlete.
- Mr. Clark is posting on the Listserve that residents should file for the STAR rebate with New York State. The deadline to file is December 31, 2013. As of this date only 73% have filed.
- The Inauguration of Ed Mangano will take place on Thursday, January 2<sup>nd</sup> at 10:00am. Mr. Clark will have tickets for anyone who would like to attend.
- The next Board Meetings will be held on January 21<sup>st</sup> and January 28<sup>th</sup>.
- Budget meetings will begin in February.

**PRESENTATION OF ITEMS BY BOARD MEMBERS:** None.

**OPPORTUNITY FOR THE PUBLIC TO BE HEARD:** One member of the audience inquired as to the where our archived records are being held.

**FUTURE BOARD OF EDUCATION MEETING DATES:** January 21, 2014 and January 28, 2014.

***ADJOURNMENT***

MOTION by Mrs. Israelton, seconded by Mr. McGlynn, that the Board of Education adjourn the Regular Meeting.

All aye. Motion carried (6-0).

The Board of Education adjourned the Regular Meeting at 7:50PM.

Respectfully submitted,

Elena Becker  
District Clerk