

**BETHPAGE UNION FREE SCHOOL DISTRICT**  
**Bethpage, New York**  
**BOARD OF EDUCATION**  
**Agenda/Special Meeting**  
**August 9, 2016– Administration Building District Conference Room**

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Michael Kelly called the meeting to order at 7:35PM and led everyone in the Pledge of Allegiance.

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

*Absent:* John Lonardo

*Also Present:* Terrence Clark, Superintendent; Patricia Hantzidiamantis, Assistant Superintendent for Pupil Personnel Services; Caroline E. Lavelle, Assistant Superintendent for Human Resources; Joseph Marchesiello, Assistant Superintendent for Business; David Schneider, Assistant Superintendent for Instruction and Technology; Laura Granelli, Esq., Jaspan, Schlesinger, LLC.; Angelo Lisa, Director of School Facilities and Laurie Baum, District Treasurer

No members of the community were present.

### ***PRESENTATIONS***

Mr. Clark discussed the following topics:

- The Special Olympics will be held here in May of 2017
- An update on Buildings/Grounds was given by Angelo Lisa
- The enrollments at Charles Campagne for grades K & 1
- Tax Exemptions – Firefighters/Veterans
- Fund Balance
- Insurance Policies – Cyber Insurance

### ***SUPERINTENDENT'S RECOMMENDATIONS***

#### **PSYCHIATRIC EXAMINATION**

**MOTION** by Mr. Spears, seconded by Mrs. Israelton, that the Board of Education appoint Dr. Magery Satish to perform a psychiatric examination and report on the individual listed in Confidential Attachment "A" and further authorizes the Superintendent to execute a retention letter on its behalf.

All aye. Motion carried (6-0).

**DISTRICT REPRESENTATION**

MOTION by Mr. Spears, seconded by Mrs. Israeltion WHEREAS, on July 12, 2016, the Board of Education agreed to provide defense and indemnification as required by law (subject to the issuance of a certificate of good faith by the Commissioner or the associated court) to the District's Director of Operations and Facilities, Angelo Lisa, in connection with the matter named in attachment "B", and to designate counsel as appointed by the District's insurance carrier (NYSIR), or separately obtained counsel if so necessary as a result of the carrier's determination ("representation"); and

WHEREAS, NYSIR has informed the District that it will not, at this time, provide coverage to the District in this matter;

NOW BE IT HEREBY RESOLVED, that the Board of Education designate Jaspan Schlesinger LLP to provide such representation to Mr. Lisa in the matter named in attachment "A", subject to any further determination by the District's carrier, and further affirms the District's representation in this matter by its counsel, Jaspan Schlesinger LLP.

All aye. Motion carried (6-0).

**AGREEMENT BETWEEN PGA TOUR AND BETHPAGE UFSD**

MOTION by Mrs. Israelton, seconded by Mr. McGlynn, WHEREAS, PGA Tour (Tour) is seeking to utilize the District's Charles Campagne Elementary School parking lot ("Lot") on or about August 19, 2016 through approximately August 29, 2016 (with potential alternative dates as set forth in the proposed Agreement); and

WHEREAS, it is the determination of the Board of Education that the Lot is not needed for school district purposes during the dates/times proposed in the Agreement; and

WHEREAS, it is the determination of the Board of Education that it is in the best interests of the District to permit such use and that the payment to be provided is fair market value for such use;

NOW BE IT HEREBY RESOLVED, that the Board of Education of the Bethpage UFSD approve an Agreement between the District and PGA Tour, Inc. for Tour's use of the Lot as per the dates set forth in the submitted proposed Agreement, for a fee of \$5,000, and further authorizes the Board President to execute the Agreement on its behalf.

All aye. Motion carried (6-0).

**LIABILITY RESERVE FUND**

MOTION by Mrs. Watson, seconded by Mrs. Israelton, that the Board of Education create a liability reserve fund in accordance with Education Law §1709 8-c, authorize the funding of such reserve through budgetary appropriations and such other

sources as may be permitted by law, that any monies deposited shall be accounted for separate and apart from all other funds of the District and accounted for as required by law, that the District Treasurer be directed to invest such monies as in accordance with law, and that any interest earned or capital gain realized on the monies so deposited shall accrue and become part of such fund; and

BE IT FURTHER RESOLVED, that expenditure from such fund shall only be as in accordance with law and that the Board reserves all rights with respect to the transfer of such monies out of the reserve, as in accordance with law; and

BE IT FURTHER RESOLVED that the Board of Education deposit \$473,975 into such liability reserve fund for the purpose of payment relative to any liability attendant to claims regarding the NYS Department of Civil Service Employee Benefits Division Policy memorandum 122r3 (PA/PE Health Insurance Buyouts).

All aye. Motion carried (6-0).

**PERSONNEL**

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

**1. RESIGNATIONS/RETIREMENTS**

CERTIFIED PERSONNEL

NAME	POSITION	NOTE	EFFECTIVE DATE
<b>Ginamarie Ardezzone</b>	Special Education	Resignation	Ratify 6/30/16

**2. APPOINTMENTS**

CERTIFIED PERSONNEL:

NAME	POSITION	TENURE AREA	SALARY	PROBATIONARY PERIOD DATES	CERTIFICATION STATUS
<b>Christine McGuire</b>	Special Education	Special Education	\$62,598 MA (2) which is 10% less than 2016-2017 Salary Schedule as per BCT Contract	++ 9/1/16-8/31/19 (1 Year Tenure Credit)	Initial: Students w/Disabilities 1-6 Childhood Ed. 1-6

++ The probationary period expiration date(s) set forth above are/is conditional and subject to extension in accordance with law. These probationary appointments are/this appointment is subject to all applicable provisions of the New York Education Law including, without limitation, that, in order to be eligible for tenure, each of the referenced individuals/the individual must have received annual composite or overall Education Law §3012-c and/or §3012-d ratings of Highly Effective (HE) or Effective (E) for at least three (3) of the four (4) preceding school years exclusive of any breaks in service. In addition, if the individual receives an Ineffective (I) composite or overall APPR rating in his/her final year of probationary service, s/he shall not be eligible for tenure at that time even if she/he has secured HE or E APPR composite or overall ratings in every other year of his/her probationary service.

**ADDITIONAL CERTIFIED PERSONNEL:**

NAME	POSITION	TENURE AREA	SALARY	EFFECTIVE DATE	CERTIFICATION STATUS
<b>Karissa McGrory</b>	Regular Substitute 2016-2017 SY	-	\$60,703 MA (1) which is 10% less than 2016-2017 Salary Schedule as per BCT Contract	9/1/16 through 2016-2017 SY	Initial: Literacy B-6 Childhood Ed. 1-6

**NON-INSTRUCTIONAL APPOINTMENTS**

NAME	POSITION	10 OR 12 MONTHS	SALARY	PROBATIONARY	BENEFITS	EFFECTIVE DATE
<b>Frederick Jaeger</b>	Cleaner PT SUB	12 Months	\$15.61/hr 2016 Sal. Sch.	No	No	Pending Civil Service Approval

All aye. Motion carried (6-0).

**EXTRACURRICULAR/CO-CURRICULAR APPOINTMENT**

MOTION by Mr. McGlynn, seconded by Mr. Spears, that the Board of Education appoint Matthew Mascola (ND) as JV Soccer Coach for the 2016-2017 SY.

All aye. Motion carried (6-0).

**AMENDMENT TO SUPERINTENDENT OF SCHOOLS AGREEMENT**

MOTION by Mr. Spears, seconded by Mr. McGlynn, BE IT RESOLVED THAT the Board of Education rescind, *nunc pro tunc*, its July 12, 2016 adoption of the First Amendment to the Agreement between the Bethpage UFSD and the Superintendent of Schools ("Agreement") and ratify, effective July 1, 2016, the August 9, 2016 First Amendment to the Agreement. The Board further authorizes the Board President to execute the Amendment on the Board's behalf.

All aye. Motion carried (6-0).

**TERMS AND CONDITIONS OF EMPLOYMENT FOR THE ASSISTANT SUPERINTENDENT FOR HUMAN RESOURCES**

MOTION by Mr. Spears, seconded by Mr. McGlynn, that the Board of Education rescind, *nunc pro tunc*, its prior adoption of the First Amendment to the Agreement between the Bethpage UFSD and Assistant Superintendent for Human Resources ("Agreement") and ratify, effective July 1, 2016, the August 9 First Amendment to the Agreement. The Board further authorizes the Board President to execute the Amendment on the Board's behalf.

All aye. Motion carried (6-0).

**TERMS AND CONDITIONS OF EMPLOYMENT FOR THE ASSISTANT SUPERINTENDENT FOR BUSINESS**

MOTION by Mr. Spears, seconded by Mr. McGlynn, that the Board of Education rescind, *nunc pro tunc*, its prior adoption of the First Amendment to the Agreement between the Bethpage UFSD and Assistant Superintendent for Business ("Agreement") and ratify, effective July 1, 2016, the August 9 First Amendment to the Agreement. The Board further authorizes the Board President to execute the Amendment on the Board's behalf.

All aye. Motion carried (6-0).

**TERMS AND CONDITIONS OF EMPLOYMENT FOR THE ASSISTANT SUPERINTENDENT FOR INSTRUCTION AND TECHNOLOGY**

MOTION by Mrs. Watson, seconded by Mr. Spears, that the Board of Education rescind, *nunc pro tunc*, its prior adoption of the First Amendment to the Agreement between the Bethpage UFSD and Assistant Superintendent for Instruction and Technology ("Agreement") and ratify, effective July 1, 2016, the August 9 First Amendment to the Agreement. The Board further authorizes the Board President to execute the Amendment on the Board's behalf.

All aye. Motion carried (6-0).

**TERMS AND CONDITIONS OF EMPLOYMENT FOR THE ASSISTANT SUPERINTENDENT FOR PUPIL PERSONNEL SERVICES**

MOTION by Mrs. Israelton, seconded by Mr. McGlynn, that the Board of Education rescind, *nunc pro tunc*, its prior adoption of the First Amendment to the Agreement between the Bethpage UFSD and Assistant Superintendent for Pupil Personnel Services ("Agreement") and ratify, effective July 1, 2016, the August 9 First Amendment to the Agreement. The Board further authorizes the Board President to execute the Amendment on the Board's behalf.

All aye. Motion carried (6-0).

**ANNUAL PROFESSIONAL PERFORMANCE REVIEW PLAN (APPR)**

MOTION by Mrs. Swierkowski, seconded by Mrs. Watson, BE IT RESOLVED that the Board of Education approves the execution and submission of the required 2015-16 APPR Implementation Certification Form (the "Form"); and

BE IT FURTHER RESOLVED that the Board of Education authorizes the Board President and the Superintendent to execute the Form.

Ayes: 5  
Noes: 1 (KS)  
Abstentions: 0

Motion carried (5-1-0)

**REMOVAL OF OBSOLETE EQUIPMENT**

MOTION by Mrs. Watson, seconded by Mrs. Israelton, that the Board of Education declare the list of computer equipment submitted obsolete and of no value and no use to the School District and authorizes that the equipment may be removed from District inventory.

Note: The list is available in the Office of Instruction and Technology.

All aye. Motion carried (6-0).

**SPECIAL EDUCATION AGREEMENT**

MOTION by Mrs. Watson, seconded by Mrs. Israelton, that the Board of Education approve the agreement between the Bethpage Union Free School District (District of Residence) and the following school (District of Location) for the purpose of providing specialized educational and related services for a Bethpage student attending private/parochial schools within the District of Location school district:

<b>School</b>	<b>Period Covered</b>	<b>#Students</b>	<b>Total Est. Cost</b>
S. Huntington UFSD	July 1, 2015-June 30, 2016	1	\$6,400

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

All aye. Motion carried (6-0).

### **SPECIAL EDUCATION AGREEMENT**

MOTION by Mrs. Israelton, seconded by Mr. McGlynn, that the Board of Education approve the agreement between the Bethpage Union Free School District (Sending District) and the following schools (Receiving School) for the purpose of providing specialized educational and related services:

<b>School</b>	<b>Period Covered</b>	<b>#Students</b>	<b>Total Est. NRT Cost</b>
Levittown UFSD	July 1, 2016-June 30, 2017	1	\$61,485

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

All aye. Motion carried (6-0).

### **CAREER AND TECHNICAL TUITION CONTRACT**

MOTION by Mrs. Israelton, seconded by Mr. McGlynn, that the Board of Education approve the contract between the Bethpage Union Free School District (Sending District) and the Levittown Union Free School District (Receiving District) for the purpose of providing specialized educational services to approximately twelve (12) Bethpage students during the 2016-2017 school year at an estimated NRT rate of \$13,999 per student, for a total estimated cost of \$167,988. The Board further authorizes the Board President to execute said contract on the Board's behalf.

All aye. Motion carried (6-0).

### **PITNEY BOWES MAILING SYSTEM**

MOTION by Mr. McGlynn, seconded by Mrs. Swierkowski, that the Board of Education approve the following expenditure for the 2016-2017 school year:

- Rental of the Postage Meter with Pitney Bowes, under the NYS contract No. PC65205, at a cost of \$804; and
- Maintenance of the Base and Feeder, now owned by the School District, at a not-to-exceed cost of \$1,000.

Note: The rental of the postage meter increased \$153.84 over last year. There is no increase in the maintenance fee.

All aye. Motion carried (6-0).

### **VARSITY MEDIA SERVICE AGREEMENT**

MOTION by Mr. McGlynn, seconded by Mrs. Israelton, that the Board of Education approve the contract for the 2016-2017 school year between the Bethpage Union Free School District and Varsity Media to provide Videotaping Services for educational use by the coaches and coaching staff at a cost of \$8,478 for 54 (\$157 per) regular season varsity athletic contests chosen by the Bethpage Athletic Department. Additional games, as requested by the District, and Playoff games will be at a cost of \$157 per game. The Board further authorizes the Board President to execute said agreement on the Board's behalf.

Note: The cost for the regular games averaged \$173 for the 2015-2016 school year and the cost for the playoff games was \$160 per game.

All aye. Motion carried (6-0).

### **VISION INSURANCE**

MOTION by Mrs. Swierkowski, seconded by Mr. Spears, that the Board of Education approve the Central Administrator's Vision Insurance with Solstice Benefits, Inc., underwritten by HM Life Insurance Company of New York, (through the agent Brown & Brown of New York, Inc. d/b/a Fitzharris & Company), for the period July 1, 2016 through September 30, 2016, at an estimated cost of \$286.

All aye. Motion carried (6-0).

### **BUDGET APPROPRIATION TRANSFER**

MOTION by Mr. Spears, seconded by Mr. McGlynn, that the Board of Education be and is authorized by law to approve the request for the budget transfer for the 2015-2016 school year in the amount of \$86,538, as submitted, in order to cover the additional monies required for In-Service Training/Instruction appropriations.

Note: Budget appropriation transfers over \$50,000 are required to be approved by the Board of Education.

All aye. Motion carried (6-0).



**BUDGET APPROPRIATION TRANSFER**

MOTION by Mr. Spears, seconded by Mr. McGlynn, that the Board of Education be and is authorized by law to approve the request for the budget transfer for the 2015-2016 school year in the amount of \$82,525, as submitted, in order to cover the cost of the Non-Elective 403(b) Employer contribution for employees that have retired or will be retiring.

Note: Budget appropriation transfers over \$50,000 are required to be approved by the Board of Education.

All aye. Motion carried (6-0).

**BUDGET APPROPRIATION TRANSFER**

MOTION by Mr. Spears, seconded by Mr. McGlynn, that the Board of Education be and is authorized by law to approve the request for the budget transfer for the 2016-2017 school year in the amount of \$53,000, as submitted, in order to cover modifications in routing to allow for the consolidation of parochial and private school transportation.

Note: Budget appropriation transfers over \$50,000 are required to be approved by the Board of Education.

All aye. Motion carried (6-0).

**TRANSFER FROM GENERAL FUND TO CAPITAL RESERVE FUND**

MOTION by Mr. Spears, seconded by Mrs. Israelton, WHEREAS, the Board of Education has since determined the discrete amount of funds available after the closure of the District's fiscal books for the 2015-2016 school year, the Superintendent recommends that the Board of Education authorize the transfer of \$2,795,181 to the existing Capital Reserve Fund, which was approved by public referendum on May 20, 2008 and subsequently extended by public referendum on May 17, 2016.

Ayes: 5

Noes: 1 (MS)

Abstentions: 0

Motion carried (5-1-0).

**TRANSFER FROM GENERAL FUND TO WORKERS' COMPENSATION RESERVE FUND**

MOTION by Mr. Spears, seconded by Mr. McGlynn, WHEREAS, the Board of Education has since determined the discrete amount of funds available after the closure of the District's fiscal books for the 2015-2016 school year, the Superintendent recommends that the Board of Education authorize the transfer of \$203,048 to

the existing Workers' Compensation Reserve Fund, which was approved by Board of Education resolution on August 8, 2006.

Ayes: 5

Noes: 1 (MS)

Abstentions: 0

Motion carried (5-1-0).

**TRANSFER FROM GENERAL FUND TO LIABILITY RESERVE FUND**

MOTION by Mr. Spears, seconded by Mr. McGlynn, WHEREAS, the Board of Education has since determined the discrete amount of funds available after the closure of the District's fiscal books for the 2015-2016 school year, the Superintendent recommends that the Board of Education authorize the transfer of \$473,975 to the existing Liability Reserve Fund, which was approved by Board of Education resolution on August 9, 2016.

Ayes: 5

Noes: 1 (MS)

Abstentions: 0

Motion carried (5-1-0).

**TAX LEVY RESOLUTION**

MOTION by Mrs. Swierkowski, seconded by Mr. Spears, BE IT RESOLVED, that the Bethpage Union Free School District Board of Education hereby acknowledges receipt of the Certification of the Chairman and Chief Deputy Assessor of the Nassau County Department of Assessment for the Bethpage Union Free School District. Such certification indicates the updated tentative assessed valuation of the property appearing on the School District Assessment Rolls of the Town of Oyster Bay for the year 2016-2017 as of April 1, 2016 (no updates received to date) as follows:

**Real Property Class Assessed Valuations**  
**(Updated Tentative 2016-2017 Tax Assessed Values)**

One	\$ 4,680,095
Two	\$ 70,344
Three	\$ 173,383
Four	\$ <u>2,855,805</u>
TOTAL	\$ 7,779,627*

BE IT FURTHER RESOLVED, that the Board of Education certifies that the budget gross amount of the necessary claims and expenditures for the 2016-2017 School Year amount to:

\$82,151,583	For School Purposes
<u>\$ 2,750,312</u>	For Library Purposes
\$84,901,895	TOTAL

And, that the following sums are the amounts to be raised by taxation for the year 2016-2017 to be levied upon the taxable property of the School District as said property has been certified to by the Board of Assessors of Nassau County.

\$61,993,934	For School Purposes
<u>\$ 2,525,832</u>	For Library Purposes
\$64,519,766	TOTAL

BE IT FINALLY RESOLVED that the District Clerk is hereby authorized and directed, pursuant to Sections 6-18.0, 6-19.0 and 6-20.0, and amendments thereto of the Nassau County Administrative Code, to file those resolutions with the Nassau County Legislature and the Board of Assessors, Mineola, New York, on or before August 15, 2016.

\*Note: These values are preliminary (tentative) updated Assessed Values as of 4/1/2016 and will change, prior to the Levy of Taxes for October 2016. Final Certified Assessed Values by Tax Class will be sent later in August or in September.

All aye. Motion carried (6-0).

#### **ACTING DISTRICT CLERK**

MOTION by Mrs. Israelton, seconded by Mr. McGlynn, that the Board of Education appoint David Schneider as acting District Clerk Pro-Tem.

All aye. Motion carried (6-0).

#### **BOARD ENTERS EXECUTIVE SESSION**

MOTION by Mrs. Israelton, seconded by Mr. McGlynn, that the Board enter into Executive Session for purposes of discussing student matters and employment of particular personnel.

All aye. Motion carried (6-0).

The Board enters Executive Session at 9:04PM.

#### **.BOARD EXITS EXECUTIVE SESSION**

MOTION by Mrs. Israelton, seconded by Mr. McGlynn, that the Board exit Executive Session.

All aye. Motion carried (6-0).

The Board exits executive session at 9:52PM.

***ADJOURNMENT***

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

The Board adjourned the Special/Agenda Meeting at 9:52PM.

Respectfully submitted,

Elena Becker  
District Clerk

David Schneider  
District Clerk Pro-Tem