

BUSINESS MEETING PAGE 115 APRIL 18, 2012

**SOUTH COUNTRY CENTRAL SCHOOL DISTRICT
189 No. Dunton Avenue, East Patchogue, New York 11772
MINUTES**

1. CALL TO ORDER (6:10 p.m.)

Call to Order

Board President Victor Correa called a Business Meeting of the Board of Education to order at 6:10 p.m. The meeting took place at the Bellport Middle School Auditorium, 35 Kreamer Street, Bellport, NY.

Board of Education Members Present:

Roll Call

Victor Correa	Marian McKenna
Owen Durney (<i>arrived at 6:20 pm</i>)	Jeannette Mistler (<i>arrived 6:20 pm</i>)
Lisa Di Santo Grossman (<i>arrived 6:15 pm</i>)	Julio Morales
Kevin Kirk	Rob Powell (<i>arrived 6:12 pm</i>)
	Barbara Schatzman

Others Present: Acting Superintendent of Schools, Dr. Howard M. Koenig, Asst Superintendent for HR, Nelson Briggs, Asst Superintendent for Curriculum, Instruction and Technology, Linda Rozzi, Asst Superintendent for Business, Alan Phillips, Business Administrator, Charles Delargy, Director of Student Support Services, Jack Colombo, Assistant Director, Theresa McGuire, Athletic Director Robert McIntyre, Building Principals, Bernie Soete, Brian Ginty, Stefanie Rucinski, Travis Davey, Kathleen Munisteri, Sean Clark, Asst Principal Tara Cataldo, School Attorney Douglas Spencer, other guests and members of the community.

PLEDGE OF ALLEGIANCE

Pledge

Director of Student Support Services, Jack Colombo, led all present in the Pledge of Allegiance.

A motion (Kirk / McKenna) to convene to Executive Session at 6:12 pm to discuss a personnel and litigation matter.

Convene to Executive Session

VOTE: *Motion carries.* 5-Yes, 0-No, Absent (Durney, Grossman, Mistler, Powell).

Meeting reconvened at 7:36 pm.

Reconvene Public Session

2. COMMENDATIONS

Commendations

Assistant Superintendent for Curriculum and Instruction, Linda Rozzi, announced the following 1st place winners of the Districtwide Science Fair. Winners will then go on to compete at Brookhaven National Lab.

<u>Name</u>	<u>Grade</u>	<u>Building</u>	<u>Name</u>	<u>Grade</u>	<u>Building</u>
Catherine Masem	PK	Brookhaven ES	Paige Boland	3	Verne W. Critz ES
Brianna McLennon	K	Brookhaven ES	Nicholas Promutico	4	Frank P. Long IS
Louisa Gordon	K	Kreamer Street ES	Troy Sica	4	Frank P. Long IS
Jacob Aruta	K	Verne W. Critz ES	Alexander Erwin	5	Frank P. Long IS
Robert Queen	1	Brookhaven ES	Megan Swift	5	Frank P. Long IS
Naliyah Wright	1	Kreamer Street ES	Emily Cafarella	6	Bellport MS
Emily Vertichio	1	Verne W. Critz ES	Emily Rinfret	6	Bellport MS
Shea Dubravski	2	Brookhaven ES	Lili Salcedo-Watson	7	Bellport MS
Kylie Minden	2	Kreamer Street ES	Maria Aruanna	7	Bellport MS
Marc Promutico	2	Verne W. Critz ES	Madison Burbol	8	Bellport MS

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Jake D'Esposito 3 Brookhaven ES Samantha Fassman 8 Bellport MS
Jack Armann 3 Kreamer Street ES

3. REPORT

Mrs. Rozzi gave a presentation on the science initiatives within the District.

A. PUBLIC PARTICIPATION

Antoinette Huffine (resident): As a member of Concerned Residents of South Country, requested that Board abolish the position of Service Manager.

**Public
Participation**

Leslie O'Connor (resident): Expressed concerns over the budget and course offerings.

Lawrence Hoff (resident): Gave suggestions on areas for budget cuts.

Robin Young Roe (resident): Commented on a prior Board action.

Jane Tierney (resident): Questioned rumors regarding teacher layoffs and hiring practices.

Sean Clark (SCAA President): Commented on the structure of Building Administration and his opinion that it was in the best interest of students to not return to pre 2004 structure.

Jacqui Schwicke (resident): Commented on figures noted in budget for Student Assistance Counselors.

Tom Bermel (resident): Had questions regarding FOILs, fund balance and personnel agendas.

B. BOARD CONSENT AGENDA

**Approval of
Minutes**

A motion (Kirk / Schatzman) to approve the following:

A. Approval of minutes - Business Meeting of March 21, 2012.

VOTE: *Motion carries.* 8-Yes, 0-No, Abstain (Grossman).

A motion (Schatzman / Powell) to approve the following:

B. Approval of minutes - Workshop Meeting of April 4, 2012

VOTE: *Motion carries unanimously.* 9-Yes, 0-No.

6. SUPERINTENDENT CONSENT AGENDA

Trustee Mistler left the room at 9:03 pm.

A motion (Kirk / Schatzman) to approve the following:

A. FINANCIAL MATTERS

Treasurer's Report for March, 2012

VOTE: *Motion carries unanimously.* 8-Yes, 0-No, Absent (Mistler).

A motion (Kirk / Schatzman) to approve the following:

B. RESOLVED, upon the recommendation of the Acting Superintendent of Schools, the Board of Education accepts the donation of \$1,000 to the Capt. P.J. Roberge & the Dorothy D. Roberge Scholarship funds.

**Approval of
Treasurer's
Report**

**Accepts Donation
for Dorothy
Roberge
Scholarship Fund**

VOTE: *Motion carries unanimously.* 8-Yes, 0-No, Absent (Mistler).

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A motion (Kirk / Morales) to approve the following:

- C. RESOLVED**, upon the recommendation of the Acting Superintendent of Schools, the Board of Education hereby approves the health and welfare services agreement for the 2011-2012 school year with Three Village Central School District at the rate of \$836.36 per student.

Health / Welfare
Service
Agreement Three
Village Schools

VOTE: *Motion carries unanimously.* 8-Yes, 0-No, Absent (Mistler).

A motion (Durney / Schatzman) to approve the following:

- D. RESOLVED**, upon the recommendation of the Acting Superintendent of Schools, the Board of Education hereby approves the recommendations of the Committee on Special Education (CSE) Sub-Committee on Special Education (SCSE) & Committee on Preschool Education (CPSE).

CSE, SCSE &
CPSE
Recommend.

VOTE: *Motion carries unanimously.* 8-Yes, 0-No, Absent (Mistler).

A motion (Durney / Kirk) to approve the following:

- E. RESOLVED**, upon the recommendation of the Acting Superintendent of Schools, the Board of Education hereby approves Lauren Foissett as a CPSE/CSE Parent Member for the 2011-2012 school year.

Approves
CPSE CSE
Parent Member

VOTE: *Motion carries unanimously.* 8-Yes, 0-No, Absent (Mistler).

Trustee Mistler returned to the meeting at 9:10 pm.

A motion (Kirk / Schatzman) to approve the following:

- F. RESOLVED**, upon the recommendation of the Acting Superintendent of Schools, the Board of Education casts one vote to approve the BOCES 2012-2013 Administrative budget in the amount of \$36,765,854.

ES BOCES
Administrative
Budget Vote

VOTE: *Motion carries.* 8-Yes, 1-No (McKenna).

Trustee Durney left the room at 9:12 pm.

A motion (Kirk / McKenna) to approve the following:

- G. RESOLVED**, upon the recommendation of the Acting Superintendent of Schools, the Board of Education casts one vote for each of the following Eastern Suffolk BOCES candidates: (*six candidates- five vacant seats*)

ES BOCES
Trustee Vote

- Pamela Bethel X
- Stephen Dewey X
- Dennis Donatuti
- Chris Garvey X
- Joseph LoSchiavo X
- Jeffrey Smith X

VOTE: *Motion carries.* 6-Yes, 2-No (McKenna, Schatzman), Absent (Durney)

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A motion (Schatzman / Mistler) to approve the following:

H. RESOLVED, upon the recommendation of the Acting Superintendent of Schools, the Board of Education hereby designates Dr. Howard M. Koenig as custodian of the central administration petty cash fund for the 2011-2012 school year.

**Appoints
Custodian
Central Admin
Petty Cash Fund**

VOTE: *Motion carries unanimously.* 8-Yes, 0-No, Absent (Durney).

Trustee Durney returned to the meeting at 9:16 pm.

A motion (Morales / Kirk) to approve the following:

I. RESOLVED, upon the recommendation of the Acting Superintendent of Schools, the Board of Education hereby accepts the donation from South Country Little League for work to be done to baseball fields 3 and 4 located behind Verne W. Critz Elementary School.

**Approves
Donation SC Little
League - Critz
fields**

VOTE: *Motion carries unanimously.* 9-Yes, 0-No.

Acting Superintendent of Schools, Dr. Howard Koenig, called for a motion to accept the following resolution. Receiving none, NO ACTION was taken:

O. RESOLVED, the Board of Education hereby accepts, as amended, the petition requesting the placement of a voter proposition regarding universal busing on the ballot for the District's May 15, 2012, annual meeting, as follows:

**Universal Busing
Proposition**

“Shall the Board of Education provide busing to all students in grades K to 12, regardless of the distance from their residence and the school they legally attend within the District at an estimated cost of \$609,665.31, and that the necessary amount therefore be raised by a levy upon the taxable property of the South Country Central School District at an estimated tax increase of \$1.11 per \$100.00 of assessed valuation.

Adoption of this budget requires a tax levy increase of 3.64%, which exceeds the statutory tax levy increase limit of 2.49% for this school fiscal year and therefore exceeds the state tax cap and must be approved by sixty percent of the qualified voters present and voting.”

NO ACTION TAKEN

A motion (Kirk / Morales) to approve the following:

J. RESOLVED, upon the recommendation of the Acting Superintendent of Schools, the Board of Education hereby adopts an expenditure appropriation of \$114,875,060 to operate the schools for the 2012-2013 fiscal year and presents such appropriation to the district residents for approval on May 15, 2012.

**Adopts
Expenditure
Appropriation
2012-2013 Fiscal
Year**

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Victor Correa	Yes
Owen Durney	Yes
Lisa Di Santo Grossman	No
Kevin Kirk	Yes
Marian McKenna	Yes
Jeannette Mistler	No
Julio Morales	Yes

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Rob Powell No

Barbara Schatzman Yes

The resolution was thereupon declared duly adopted.

A motion (Durney / Mistler) to approve the following:

K. RESOLVED, upon the recommendation of the Acting Superintendent of Schools, the Board of Education approves the establishment of the Julia Nofi Scholarship Fund, to be awarded to two (2) graduating senior female lacrosse players who plan to further their education.

Establishes Julia Nofi Scholarship Fund

VOTE: *Motion carries unanimously.* 9-Yes, 0-No.

A motion (Kirk / Schatzman) to approve the following:

M. Whereas, the Board of Education of the South Country Central School District is a party to a contract of construction with M.H. Kane Construction Corp., entitled: South Country Central School District Verne W. Critz & Kreamer Street E.S. – Renovations, under SED Project No.: 5802357008 & 5802352008 respectively;

MH Kane Construction

Whereas, Performance and Payment Bond # ASB-517896, issued by the American Safety Casualty Insurance Co. as Surety, gives the Owner certain rights and guarantees regarding performance and payment under the above contract;

Whereas, the contractor has failed to comply with the parties' contract, including, but not limited to: submission of field observation reports, start-up and completion of all theatrical equipment, and satisfaction of claims for monies due and owing its subcontractors pursuant to the terms and conditions of the Parties' agreement;

Whereas, by copy of correspondence, dated March 22, 2012, from Wiedersum Associates, the District's architects, to the Contractor, notice has been duly given to the Surety of the same and, correspondingly, the architect has advised the contractor that the contract is terminated for cause;

RESOLVED, in accordance with the terms of Performance and Payment Bond ASB-517896, the South Country Central School District, hereby declares the contractor, M.H. Kane Construction Corp., in default of the aforementioned contract of construction, and hereby terminates the contractor's right to complete the contract. The Board hereby authorizes Mr. Charles Delargy to sign a letter on behalf of the Board, declaring M.H. Kane Construction Corp. in default of its obligations under the contract. The Board further authorizes Mr. Delargy and/or its attorneys, Jaspian Schlesinger, LLP to take all appropriate measures to secure the completion of the contract work and to pursue litigation on behalf of or defend the District in relation to M.H. Kane Construction Corp. and/or American Safety Casualty Insurance Co. as Surety.

VOTE: *Motion carries unanimously.* 9-Yes, 0-No.

PERSONNEL

A motion (Kirk / Schatzman) to approve the following:

Approves Personnel Agenda

L. RESOLVED, upon the recommendation of the Acting Superintendent of Schools, the Board of Education approves the resignations, terminations, leaves of absence, position abolitions, employment appointments, tenure appointments, and salary changes in accordance with applicable provisions of Education Law and Civil Service Law, as cited in the Personnel Changes attachment.

VOTE: *Motion carries unanimously.* 9-Yes, 0-No.

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A motion (Schatzman / McKenna) to approve the following:

N. RESOLVED, upon the recommendation of the Acting Superintendent of Schools, the Board of Education hereby approves a settlement agreement with the employee named in executive session (SED Case No. 17,238), and authorizes the President of the Board to execute same.

Approves Settlement Agreement – SED Case 17,238

VOTE: *Motion carries.* 8-Yes, 0-No. 1-Abstain (Kirk).

A motion (Kirk / McKenna) to approve the following:

BE IT RESOLVED that the Board of Education hereby appoints Joseph Conway, Esquire, to serve as special counsel for the purpose of conducting an investigation pursuant to as discussed in Executive Session at a rate of \$245 per hour.

Appointment Joseph Conway – Special Counsel

VOTE: *Motion carries.* 5-Yes, 0-No. 4-Abstain (Grossman, Mistler, Morales, Powell).

A motion (Kirk / McKenna) to approve the following:

RESOLVED upon consideration of the appeal of the parent of student ■, from a decision following a hearing held pursuant to Education Law, Section 3214, the Board hereby affirms the decision of the Superintendent of Schools and denies the appeal in its entirety and directs the District Clerk to notify the parent of the same.

Denies Appeal re Student Hearing

VOTE: *Motion carries.* 5-Yes, 0-No. 4-Abstain (Grossman, Mistler, Morales, Powell).

6. BOARD/SUPERINTENDENT DISCUSSION ITEMS

- Recycling program for district. Request for report on recycling at Central Office.
- Implementing Public Participation at the end of the meeting, after the business of the Board.
- Concerns over class size in budget.
- Thanks to Central Office staff.
- Explore other budget cuts to save teacher positions.
- Private school enrollment v South Country enrollment.
- Appreciation for Dr. Koenig.

Board / Supt Discussion Items

A motion (Durney / Morales) to adjourn the meeting at 10:45 pm:

VOTE: *Motion carries unanimously.* 9-Yes, 0-No.

Meeting Adjourned

Respectfully,

Nancy Poulos

District Clerk

Attachments