

D. Claims Auditor – RESOLVED that Arthur R. Venezia be reappointed as Claims Auditor at a rate of \$600.00, per diem for the period July 1, 2010 through June 30, 2011.

E. OATH OF OFFICE – Mr. Barnosky then administered the Oath of Office to Ms. Wilson, District Clerk. Ms. Wilson administered the Oath of Office to Mr. Venezia, Claims Auditor.

VI. OTHER APPOINTMENTS

MOTION by Mrs. Knox, seconded by Mrs. Waldron approving Section VI., Other Appointments A-V on a consent motion.

All aye. Motion carried (7-0).

A. School Physician(s) – RESOLVED that Dr. Albert Adler, Dr. Alfred Belding, Dr. James Dragone, Dr. John Folan, Dr. John Franco, Dr. Richard Gold, Dr. Andrea Lauria Pollack, DO, Dr. Brian Margolis, Dr. Emrick Milligan, Dr. Kristen O'Brien, Dr. Fernando Ordonez, Dr. Mohan Sharma, Dr. Anthony Spadaro, and L.I. Family Medical Group be appointed as School Physicians, as required by law, for interscholastic sports and working papers at a fee of \$25.00, and at a fee of \$50.00 for each staff physical and, be it further

RESOLVED that Dr. Albert Adler and Dr. Richard Gold be reappointed to work with the Committee on Special Education at a fee of \$50.00 per hour.

B. Chief Legal Officer and School Attorney – RESOLVED that the firm of Lamb & Barnosky be reappointed as Chief Legal Officer and School Attorney to the Smithtown Board of Education for the 2010-11 school year at a retainer of \$30,000.00, with the understanding that said retainer covers all legal services as outlined in the attached document, **Schedule A** (General Counsel). For matters excluded from the retainer, a charge of \$225.00, per hour would be made.

C. Negotiator/Labor Relations Counsel – RESOLVED that the firm of Lamb & Barnosky be reappointed as Negotiator/Labor Relations Counsel to represent the Smithtown Central School District for the 2010-11 school year at a retainer of \$30,000.00 with the understanding that said retainer shall cover all services as outlined in the attached document, **Schedule A** (Labor Counsel). For matters excluded from the retainer, a charge of \$225.00 per hour would be made.

D. Census Enumerator – RESOLVED that Dr. Meryl Ain, Assistant to the Superintendent, be designated as the person responsible for the school census during the 2010-11 school year at no additional cost to the District.

E. “Right to Know Law” Information Coordinator – RESOLVED that the Plant Facilities Administrator be named to serve as “Right to Know Law” Information Coordinator for the 2010-11 school year, as required by the New York State Toxic Substance Information Act, subject to the provisions of Sections 3028 and 3811 of the Education Law of the State of New York, at no additional cost to the District.

F. Asbestos Compliance Officer – RESOLVED that the Plant Facilities Administrator be named District Asbestos Compliance Officer for the 2010-2011 school year, pursuant to the Asbestos Hazard Emergency Response Act of 1987, and that such appointment be subject to the provisions of Sections 3028 and 3811 of the Education Law of the State of New York, at no additional cost to the District.

G. Title IX Compliance Officer – RESOLVED that Dr. Meryl Ain, Assistant to the Superintendent, be reappointed the District Title IX Compliance Officer for the 2010-11 school year required by Title IX of the Education Amendments of 1972 at no additional cost to the district.

H. Section 504 Compliance Officer – RESOLVED that Dr. Brenda Clark, Administrator for Special Education and Special Services, be reappointed the District's 504 Compliance Officer for the 2010-11 school year as required by Section 504 of the 1973 Rehabilitation Act at no additional cost to the district.

I. Attendance Assistant – RESOLVED that Susan Goldstein be reappointed the District's School Attendance Assistant for the 2010-11 School Year.

J. SCHOOL BOARD ASSOCIATIONS

1. New York State School Boards Association (NYSSBA) – RESOLVED that the Smithtown Central School District Board of Education join the New York State School Boards Association and payment of dues for the 2010-11 school year be authorized in the amount of \$ 12,300.

2. Nassau-Suffolk School Boards Association (N-SSBA) – RESOLVED that the Smithtown Central School District Board of Education join the Nassau-Suffolk School Boards Association and payment of dues for the 2010-11 school year be authorized in the amount of \$3,550.

3. Delegates – RESOLVED that Scott Martella be appointed to serve as delegate to the New York State School Boards Association, with Gladys Waldron serving as alternate delegate for the 2010-11 school year and be it further resolved that Louis Liguori be appointed to serve as delegate to the Nassau-Suffolk School Boards Association with Scott Martella serving as alternate delegate for the 2010-11 school year.

4. SCOPE – RESOLVED that the Smithtown Central School District join Suffolk County Organization for the Promotion of Education (SCOPE) and payment of dues for the 2010-11 School Year be authorized in the amount of \$3,840.

K. District Emergency Coordinator – RESOLVED that the Board of Education establishes the position of District Emergency Coordinator to provide the focus of responsibility for general coordination, overview, and decision making in implementing the District's Emergency Management Plan, and to this position appoints the Superintendent of Schools with alternates being designated by the Superintendent in the event of the absence of the Emergency Coordinator.

L. Financial Consulting Services – RESOLVED that the firm of New York Municipal Advisors Corporation be reappointed as the fiscal advisors to the Smithtown School District for the 2010-11 school year in matters pertaining to the sale of Tax Anticipation Notes, Bond Anticipation Notes, and Bonds. The fee for these services shall be \$5,000 for TANS (Tax Anticipation Notes), \$800 for continuing disclosure.

M. Bond Counsel – RESOLVED that the firm of Hawkins, Delafield & Wood be reappointed as bond counsel to the Smithtown Central School District for the 2010-11 school year in matters pertaining to the sale of Tax Anticipation Notes and/or any related bonds. The fee for these services shall be contingent upon borrowing amounts.

N. Appointment of Committee on Special Education – RESOLVED that the Board of Education hereby authorizes the appointment of the persons listed on the attached resolution, to serve on the Committee on Special Education for the Smithtown Central School District for the 2010-11 school year in compliance with the New York State Regulations.

O. Appointment of Committee on Preschool Special Education – RESOLVED the Board of Education hereby authorizes the appointment of the persons listed on the attached resolution to serve on the Committee on Preschool Special Education for the Smithtown Central School District for the 2010-11 school year in compliance with New York State Regulations.

P. Appointment of Hearing Officers – RESOLVED that the Board of Education hereby authorizes the appointment of the following persons listed on the attached resolution to serve as Hearing Officers for the Smithtown Central School District for the 2010-11 school year in compliance with New York State Regulations.

Q. Appointment of Surrogate Parent – RESOLVED that the Board of Education hereby authorizes the appointment of the following to serve as Surrogate Parent for the

Smithtown Central School District for the 2010-11 school year in compliance with New York State Regulations: Mrs. Theresa Emerson

- R. Appointment of Designate to Initiate Referral to Committee on Special Education** – RESOLVED that the Board of Education designates Principals or Assistant Principals as the District representative(s) with authority to initiate referrals to the Committee on Special Education pursuant to NYS Education Law 4401-a(1). All other professional staff shall be authorized to request a referral to the Principals or Assistant Principals which shall be made on the form approved by the Administrator of Special Education for the 2010-2011 school year.
- S. Appointment of Records Access Officer** – RESOLVED that the Board of Education hereby authorizes the appointment of Mary Wilson to serve as Records Access Officer for the Smithtown Central School District for the 2010-2011 school year.
- T. Appointment of Records Management Officers** – RESOLVED that the Board of Education hereby authorizes the appointment of Joan Niles and Steve Epstein as Records Management Officers for the Smithtown Central School District for the 2010-2011 school year.
- U. Appointment of Audit Committee Member** – RESOLVED that the Board of Education hereby authorizes the reappointment of Thomas Novak as member of the Audit Committee. Mr. Novak’s term will be extended to 2013.
- V. Purchasing Agent** – RESOLVED that Joan Niles be appointed the District’s Purchasing Agent for the 2010-2011 school year.

VII. DESIGNATIONS

MOTION by Mrs. Knox, seconded by Mrs. Waldron approving Section VII., Designations A-C on a consent motion.

All aye. Motion carried (7-0).

A. Bank Depositories – RESOLVED that for the 2010-11 school year, the following banks be named as official depositories and/or collateral agents for school district funds:

- Bank of America
- Bank of Smithtown
- BNY Mellon
- Capital One Bank
- Citibank
- HSBC
- J.P. Morgan/Chase Bank
- Manufacturers and Traders Trust Co.
- NY CLASS PNW BOCES – MBIA Asset Management
- State Bank of Long Island
- Suntrust Bank
- TD Bank

B. Regular Bimonthly Meetings – RESOLVED that the two Regular Meetings each month will be held on the second and fourth Tuesdays of the month at the New York Avenue Building for the 2010-2011 school year.

C. Official School District Newspapers – RESOLVED that the Smithtown Messenger, Smithtown News, Newsday, Smithtown Times and St. James Times be designated as the official newspapers of the School District for the 2010-11 school year.

VIII. AUTHORIZATIONS

MOTION by Mrs. Waldron, seconded by Mr. Liguori approving Section VIII., Authorizations A-P on a consent motion.

All aye. Motion carried (7-0).

A. Certification of Payroll – RESOLVED that the Superintendent of Schools, or his designee, other than a business office official, is hereby authorized to certify the district’s payrolls for the 2010-11 school year, according to the recommendation of the State Education Department.

B. Establishment of Petty Cash Funds – RESOLVED that the following petty cash funds are hereby authorized in the amounts indicated:

District Clerk	Mary Wilson	\$100.00
Office of the Superintendent of Schools		100.00
Facilities	Joseph Piro	100.00
Transportation	Mary Augugliaro	100.00
Adult Continuing Education	Patricia Russo	50.00
Adult Basic Education	Patricia Russo	50.00
Accompsett Elem. Principal	Jeanne Kull-Minarick	100.00
Accompsett Elementary Librarian	Meghan Dycka	25.00
Branch Brook Elem. Principal	Ireen Westrack	100.00
Branch Brook Elementary Librarian	Erica Lutz	25.00
Dogwood Elem. Principal	Renee Carpenter	100.00
Dogwood Elementary Librarian	Sheila Cavooris	25.00
Mills Pond Elementary Principal	Arlene Wild	100.00
Mills Pond Elementary Librarian	Louise Prescott	25.00
Mt. Pleasant Elem. Principal	Julie McGahan	100.00
Mt. Pleasant Elementary Librarian	Laura Bishop-Scioli	25.00
Nesconset Elem. Principal	Janine Lavery	100.00
Nesconset Elementary Librarian	Alaenia Brigati	25.00
St. James Elem. Principal	MaryGrace Lynch	100.00
St. James Elementary Librarian	Keely Schuppert	25.00
Smithtown Elem. Principal	Paul Graf	100.00
Smithtown Elementary Librarian	Deborah Marino	25.00
Tackan Elem. Principal	Allyn Leeds	100.00
Tackan Elem. Librarian	Carol Derby	25.00
Special Services	Brenda Clark	100.00
Great Hollow M.S Principal	Daniel Goitia	100.00
Great Hollow M.S. Librarian	Harriet Pasca-Ortgies	25.00
Nesaquake M.S. Principal	Kevin Simmons	100.00
Nesaquake M.S. Librarian	Libby Kahn	25.00
Accompsett M.S. Principal	John Nocero	100.00
Accompsett M.S. Librarian	Elyse Chanin	25.00
Smithtown H.S. West Principal	John Coady	100.00
Smithtown H.S. West Librarian	Jill Wagner	25.00
Smithtown H.S. East Principal	Ed Thompson	100.00
Smithtown H.S. East Librarian	Jean Marie Kliphuis	25.00

C. Designation of Authorized Signature on Checks – RESOLVED that district checks shall be signed with the single signature of the Part-time District Treasurer or, the Deputy Treasurer, on a signature plate, for the 2010-11 school year.

D. Approval of Budget Appropriation Transfers – RESOLVED that the Superintendent of Schools or the Assistant Superintendent for Finance and Operations are hereby delegated the authority to approve budget appropriation transfers in the amounts of \$5,000 or less, with the understanding that the Superintendent will submit reports of these transfers to the Board of Education showing the transfers since the last report and the accumulated transfers made since the beginning of the fiscal year.

E. Designation of Authorized Signature for Federal Aid – RESOLVED that the Superintendent of Schools, or his designee, is hereby designated as the authorized

representative for Federal Grant Applications and, as such, his is the recognized signature for all applications and claims relating to this funding for the Smithtown Central School District for the 2010-11 school year.

F. Designation of Authorized Signature to Transact Business with Financial Institutions – RESOLVED that the Assistant Superintendent for Finance and Operations, the Part-time District Treasurer, and the Deputy Treasurer are hereby authorized for and on behalf of the Smithtown Central School District to open bank accounts, execute third party custodial agreements, wire transfer district funds, make investments of district funds, to request, designate holders, change or release third party collateral with any financial institutions, and to execute any acknowledgment, agreement, or other documents which may be necessary in connection with the purchase, sale, assignment or transfer of any such obligations.

G. Designation of Authorized Signature for Purchase Requisitions – RESOLVED that the Purchasing Agent is authorized to sign all Purchase Requisitions.

H. Authorization of Superintendent of Schools or the Assistant Superintendent for Instruction and Administration to Act as Board of Education Representative in Certain Circumstances – RESOLVED that the Board of Education hereby authorizes the Superintendent of Schools or the Assistant Superintendent for Instruction and Administration to act as the Board of Education representative empowered to sign the State Education Department’s System to Track and account for children (STAC-1) forms for the Committee on Preschool Special Education placements and services.

I. Revenue Anticipation Notes – RESOLVED that subject to the provisions of Local Finance Law, the power to authorize the issuance and to sell revenue anticipation notes of the Smithtown Central School District at Smithtown, Suffolk County, New York, including renewals thereof, in anticipation of the collection of revenues for the fiscal year commencing July 1, 2010, is hereby delegated to the President of the Board of Education and the Superintendent of Schools. Such notes shall be of such terms, form and contents, and shall be sold in such manner as may be prescribed by said President, consistent with the provisions of Local Finance Law. This resolution shall take effect immediately.

J. Authorization for School Board Members to Attend Conferences, Workshops, and/or Conventions – RESOLVED that members of the Board of Education of the Smithtown Central School District be authorized to attend Conferences, Workshops, and Conventions, with expenses related to School District matters.

K. Central Treasurer – RESOLVED that the following individuals are authorized to oversee the Extraclassroom Activity Accounts of each school for the 2010-2011 school year:

Tracey Pennisi	Accompsett Elementary School
Tracey Pennisi	Branch Brook Elementary School
Tracey Pennisi	Dogwood Elementary School
Tracey Pennisi	Mills Pond Elementary School
Tracey Pennisi	Mt. Pleasant Elementary School
Tracey Pennisi	Nesconset Elementary School
Tracey Pennisi	Smithtown Elementary School
Tracey Pennisi	St. James Elementary School
Tracey Pennisi	Tackan Elementary School

Fawn Grunenberg	Accompsett Middle School
Fawn Grunenberg	Great hollow Middle School
Fawn Grunenberg	Nesaquake Middle School
Maria Mahoney	Smithtown High School East
Dorothea McLaughlin	Smithtown High School West

L. Issuance of Tax Anticipation Notes in Anticipation of Receipt of Taxes to be Levied for the Fiscal Year commencing July 1, 2011 – RESOLVED that pursuant to the provisions of Sections 24.00 and 39.00 of the Local Finance Law, Constituting Chapter 33-a of the Consolidated Laws of the State of New York, the power to authorize the issuance and to sell tax anticipation notes of the Smithtown Central School District of Smithtown, Suffolk County, New York, including renewals thereof, in anticipation of the collection of real estate taxes levied or to be levied for school district purposes for the fiscal year commencing July 1, 2011, is hereby delegated to the President of the Board of Education and the Superintendent of Schools. Such notes shall be of such terms, form and contents, and shall be sold in such manner as may be prescribed by said President, consistent with the provisions of Local Finance Law, and said notes shall mature within the period of one year from the date of their issuance. This resolution shall take effect immediately.

M. Authorization of Superintendent of Schools to Approve Attendance of Staff to Conferences – RESOLVED that the Board of Education hereby authorizes the Superintendent of Schools, or his designee(s) to approve the attendance of School District Staff to Conferences or Workshops related to School District matters.

N. Establishment of Reimbursement Rate for Mileage – RESOLVED that the mileage reimbursement rate for the 2010-11 school year be established at the approved IRS Rate, unless employee contracts state otherwise.

O. Establishment of Per Diem Meal Allowance – RESOLVED that the Smithtown Central School is hereby authorized (in the absence of receipts) to use a per diem meal allowance of \$40.00 per day for individuals traveling on business for the District, in cases only where it is not possible to obtain a receipt, as follow:

Dinner	\$25.00
Lunch	9.00
Breakfast	<u>6.00</u>
	\$40.00

P. Authorization to Appoint an Impartial Hearing Officer –RESOLVED that the Board of Education hereby authorizes the Superintendent of Schools, or in his absence the Assistant Superintendent for Instruction and Administration, to act on its behalf to appoint an Impartial Hearing Officer upon receipt of a notice of a due process complaint, in those instances when, due to the schedule of Board Meetings, the Board cannot act within the timelines set by State Regulations.

IX. BONDING OF SCHOOL OFFICERS

MOTION by Mrs. Knox, seconded by Mrs. Waldron approving Section IX., Bonding of School Officers.

All aye. Motion carried (7-0).

RESOLVED that the bonding of the following school officers is authorized in the amounts indicated below:

Part-time District Treasurer	\$1,000,000.00
Deputy Treasurer	1,000,000.00
Claims Auditor	1,000,000.00
All other Employees	100,000.00

X. ADOPTION OF BOARD POLICY

MOTION by Mrs. Knox, seconded by Mrs. Waldron approving Section X., Adoption of Board Policy.

All aye. Motion carried (7-0).

RESOLVED that the Board of Education adopt for the 2010-11 school year those policies currently included in the By-Laws and Rules - Policies with any additions and modifications approved by the Board of Education during the 2010-11 school year. Motion carried.

XI. COMMITTEE CHAIRS – Mr. Rossi announced the assignment of the Committee Chairs for the 2010-11 school year would be made at a later date.

Mrs. Waldron made a motion seconded by Mrs. Knox that the Organizational Meeting be adjourned at 8:20 p.m. Motion carried.

REGULAR MEETING

July 6, 2010

Held in Joseph M. Barton Bldg.

I. Meeting called to order at 8:20 p.m. by Robert Rossi, President of the Board of Education immediately following the conclusion of the Organizational Meeting.

Members present:

- | | |
|----------------|-------------------|
| Neil S. Carlin | Robert Rossi |
| Theresa Knox | Joseph T. Saggese |
| Louis Liguori | Gladys M. Waldron |
| Scott Martella | |

Also present:

- Edward Ehmann, Superintendent
- Mary Cahill, Asst. Supt.
- Joan Niles, Asst. Supt.
- Karen Ricigliano, Asst. Supt.
- Eugene Barnosky and Lindsay T. Crocker, Board Counsel
- Visitors
- Mary Wilson, District Clerk

II. MINUTES – of the Regular Meetings held June 8 and 22 and the Special Meetings June 14 and 28, 2010, were presented for approval.

MOTION by Mrs. Waldron, seconded by Mrs. Knox that the above minutes be approved as presented.

All aye. Motion carried (7-0).

III. RECEIPT OF CLAIMS AUDITOR’S REPORT – upon recommendation of the Superintendent of Schools, be it RESOLVED, that the Claims Auditor’s Report ending May 31, 2010 in the amount of \$11,070,519.68 be accepted.

MOTION by Mrs. Waldron, seconded by Mrs. Knox that the Claims Auditor’s Report be accepted.

All aye. Motion carried (7-0).

IV. COMMUNICATIONS

A. Section A - Correspondence – The following correspondence was presented for the Board's review.

- 1. Letter to Mr. Robert Rossi from Barbara Okst regarding thank you.

MOTION by Mrs. Waldron, seconded by Mrs. Knox that the correspondence in Section A, as listed above, be received and the recommendations of the administration (where indicated) be accepted.

All aye. Motion carried (7-0).

B. Section B - General Communications – There were no general communications presented for the Board's review.

V. OLD BUSINESS

A. Business Affairs

Finance

1. Contract for Bilingual Service

MOTION by Mrs. Waldron, seconded by Mrs. Knox that upon recommendation of the Superintendent of Schools, be it RESOLVED, that the President of the Board of Education is hereby authorized to execute a contract with the following organization, for providing Bilingual services for the 2010-2011 school year, at the rates listed below:

MMR Enterprises
P.O. Box 525
East Northport, NY 11768-2041
\$95.00/hr. interpreter services, minimum 3 hrs.
\$40.00/hr. travel charge, minimum 2 hrs.

Please note that this is the only agency that has been able to provide interpreters for such languages as Urdu, Mandarin, Serbo-Croatian, among others.

Discussion

Mr. Carlin questioned if there is any other company that might serve this same purpose. He again voiced his displeasure with the 3 hour minimum and the travel charge. After back-and-forth discussion it was noted that another translator is also on this evening's agenda, GB Language Consulting. The administration stated that it would be judicious in its hiring of translators.

VOTE ON MOTION:	YES	Mr. Martella, Mrs. Knox, Mrs. Waldron, Mr. Saggese, Mr. Rossi
	NO	Mr. Carlin, Mr. Liguori

Motion carried 5-2.

VI. COMMITTEE REPORTS

Policy

Mr. Rossi reported that the Health and Wellness Policy will be discussed at the next Policy meeting.

Negotiations

Mr. Rossi reported that negotiations are ongoing for the STA, SSEA and the Security Guards.

VII. SUPERINTENDENT'S REPORT

A. Updates – none reported.

B. Committee on Special Education

MOTION by Mrs. Waldron, seconded by Mrs. Knox approving Committee on Special Education Items 1-2 on a consent motion.

All aye. Motion carried (7-0).

1. Committee on Special Education - RESOLVED that the recommendations of the Committee on Special Education for cases 309276, 309648, 308960, 306179, 308990, 309833, 309352, 310031, 310800, 310595, 308508, 309612, 189849, 307456, 309478, 308663, 307847, 306644, 310352, 310718, 159630, 156200, 309793, 310556, 303150, 307447, 308850, 306447, 307713, 307888, 306105, 306771, 306283, 309778, 311531, 308524, 304943, 310483, 156660, 309523, 304312, 301422, 307755, 300273, 308966, 311089, 308568, 311515, 311514, 310034, 309365, 306431, 303548, 311559, 161260, 301426, 304799, 306799, 300262, 301472, 201113, 307702, 189029, 306206, 306219, 190749, 307312, 309690, 309379 and 188969 be approved.
2. Sub-Committee on Special Education - RESOLVED that the recommendations of the Sub-Committee on Special Education for cases 308990, 307346, 306134, 304920, 304802, 304698, 156030, 154660, 196549, 303274, 310884, 301078, 309727, 308626, 309752, 175118, 173617, 150240, 174177, 179306, 195299, 186619, 175388, 175368, 152050, 156880, 307165, 303973, 308096, 305205, 152500, 310864, 308586, 310840, 309751, 310872, 157850, 181038, 179878, 172196, 304493, 304735, 308162, 309254, 306756, 200838, 150730, 174246, 195729, 306537, 180098, 304696, 306798, 306087, 302655, 300283, 300698, 310606, 302774, 302596, 301102, 159050, 303052, 309577, 200539, 200060, 302080, 300269, 309348, 309427, 300273, 301933, 158650, 301495, 307029, 307262, 301612, 308558, 306549, 304582, 308549, 310806, 305652, 303650, 306446, 307702, 179388, 200085, 301936, 301979, 301961, 308560, 302205, 300153, 307696, 174947, 306111, 305915, 310622, 302531, 307438, 303729, 303687, 310581, 303284, 305419, 200611, 306093, 307087, 306971, 300275, 301781, 300555, 178408, 301944, 301454, 310862, 309580, 310549, 303095, 201038, 304074, 302114, 311384, 303674, 305545, 302080, 305634, 310438, 307165, 189539, 304078, 309391 and 302035 be approved.

C. Adoption of Professional Development Plan and Annual Performance Review Plan

MOTION by Mrs. Knox, seconded by Mrs. Waldron that upon recommendation of the Superintendent of Schools, be it RESOLVED, that the Board of Education approve the adoption of the Professional Development Plan and Annual Professional Performance Review Plan as Part 100 of the Commissioner's Regulations of the State of New York.

All aye. Motion carried (7-0).

D. Adoption of Revised Policy 4741 – Class Ranking – Board of Education Policies –

MOTION by Mrs. Knox, seconded by Mr. Martella that upon recommendation of the Superintendent of Schools, be it RESOLVED, that the revised Policy 4741 – Class Ranking – Board of Education Policies be adopted as **AMENDED**.

Discussion – Mr. Ehmann noted that, as was discussed during the two previous readings, the word “seniors” will be replaced with “students.”

All aye. Motion carried (7-0).

E. Adoption of Revised Policy 6600 – Fiscal Accounting and Reporting – Board of Education Policies

MOTION by Mrs. Waldron, seconded by Mrs. Knox that upon recommendation of the Superintendent of Schools, be it RESOLVED, that revised Policy 6600 – Fiscal Accounting and Reporting – Board of Education Policies be adopted.

All aye. Motion carried (7-0).

F. Adoption of Proposed Policy 8635 – Information Security Breach and Notification – Board of Education Policies

MOTION by Mrs. Knox, seconded by Mrs. Waldron that upon recommendation of the Superintendent of Schools, be it RESOLVED, that proposed Policy 8635 – Information Security Breach and Notification – Board of Education Policies be adopted.

All aye. Motion carried (7-0).

G. Adoption of Proposed Policy 8630 – Computer Resources and Data Management – Board of Education Policies

MOTION by Mrs. Knox, seconded by Mrs. Waldron that upon recommendation of the Superintendent of Schools, be it RESOLVED, that proposed Policy 8630 – Computer Resources and Data Management – Board of Education Policies be adopted.

All aye. Motion carried (7-0).

H. Revised Policy 5252 – Student Activities Funds Management – First Reading – the revised policy 5252 – Student Activities Funds Management – Board of Education Policies was presented for the Board’s discussion.

A second reading, with any revisions deemed appropriate, will occur at the next Regular meeting of the Board of Education.

The Superintendent of Schools will subsequently present the final copy to the Board of Education for its action at the September 14, 2010 Regular Meeting.

I. Adoption of Technology Action Plan

MOTION by Mrs. Waldron, seconded by Mrs. Knox that upon recommendation of the Superintendent of Schools, be it RESOLVED, that the Board of Education approve the adoption of the Technology Action Plan as per Part 100 of the Commissioner’s Regulations of the State of New York.

All aye. Motion carried (7-0).

J. Calendar for July and August 2010- The calendars were reviewed and amended by the Board.

K. Litigation

1. Affirm Superintendent’s Decision made in Executive Session

MOTION by Mrs. Knox, seconded by Mr. Carlin to affirm the Superintendent’s decision on a matter discussed in Executive Session.

All aye. Motion carried (7-0).

VIII. INSTRUCTIONAL REPORT

MOTION by Mrs. Knox, seconded by Mrs. Waldron approving Instructional Items A – B on a consent motion.

All aye. Motion carried (7-0).

A. Blanket Prior Approval of State Competition - upon recommendation of the Superintendent of Schools, be it RESOLVED, that due to the qualifying process for Fall, Winter and Spring Varsity athletic State level competitions; we seek blanket prior approval for the following teams to participate at the State level for the 2010-2011 year:

<u>Fall</u>	<u>Winter</u>	<u>Spring</u>
Cross Country, B	Basketball, B	Badminton, G
Cross Country, G	Basketball, G	Badminton, B
Field Hockey	Bowling, B	Baseball
Football	Bowling, G	Golf, B
Gymnastics, G	Swimming, B	Golf, G
Soccer, B	W. Track, B	Lacrosse, B
Soccer, G	W. Track, G	Lacrosse, G
Swimming, G	Wrestling	S. Track, B
Tennis, G		S. Track, G
Volleyball, B		Softball
Volleyball, G		Tennis, B

B. Selection Classification Recommendation - upon recommendation of the Superintendent of Schools, be it RESOLVED, that permission is granted at the request of the Athletic Director to the following Middle School athletes to play on High School Teams. They have been deemed “exceptional” and have passed the Selection/Classification process.

Nicholas Sabia	8 th Grade	V Boys XC	HS East/West Combined
Kela W. Lee Gelling	8 th Grade	V Girls XC	HS East/West Combined

IX. Section C - Audience

1. Susan Schlomann requested that during negotiations the Board not say yes to unfunded items.

X. BUSINESS AFFAIRS

A. Finance

MOTION by Mr. Saggese, seconded by Mr. Rossi separating out Item #5 for a separate vote.

All aye. Motion to separate carried (7-0).

Discussion

Item #5 – Mr. Saggese stated that, based on the auditors’ report the BOE received and the comments regarding J.J. Stanis and their execution of the dental plan, including a number of items such as sloppy workmanship, I feel uncomfortable reappointing them. Some of the items of concern were lack of organization and missing documentation. After back-and-forth discussion it was decided that an RFP should be put out for this service. Mr. Barnosky suggested that the resolution be amended to include an expiration date of September 1, 2010.

MOTION by Mr. Saggese, seconded by Mr. Martella approving Finance Item 5 as **AMENDED**.

Discussion

Mrs. Waldron suggested to her fellow Board Members that on items like this, dental insurance for our employees, that we have received prior information on, that these questions be asked ahead of time so that we would have knowledge from our central office and our attorney; not at the last minute.

Mr. Saggese stated that he took issue with that because it is a public discussion on these items.

Mr. Rossi did not disagree with the public discussion issue; he thought that, perhaps, this question could have been brought up at a prior meeting.

VOTE ON MOTION: YES Mr. Martella, Mr. Carlin, Mr. Liguori, Mr. Saggese,
Mr. Rossi
NO Mrs. Knox, Mrs. Waldron

Motion carried (5-2).

MOTION by Mrs. Waldron, seconded by Mrs. Knox approving Finance Items 1-4 and 6-14 on a consent motion.

All aye. Motion carried (7-0).

1. Financial Reports – upon recommendation of the Superintendent of Schools, be it RESOLVED, that the following report for the month(s) indicated be accepted:

- 1 – Revenue Status Report
05/31/10
- 2 – Trial Balance Report
05/31/10
- 3– Summary of Treasurer’s Report
05/31/10
- 4 – Treasurer’s Monthly Report
05/31/10
- 5 – Schedule of Investments
05/31/10
- 6 – Collateralization of Bank Balances
05/31/10
- 7 – Budgetary Transfer Report
05/31/10
- 8 – Budget Status Report
05/31/10
- 9 – Cash Flow Report
05/31/10
- 10 – Report of Claims Auditor
05/31/10
- 11 – Smithtown High School East Extra Classroom Activity Account
05/31/10
- 12 – Smithtown High School West Extra Classroom Activity Account
05/31/10

- 13 – Accomsett Middle School Extra Classroom Activity Account
05/31/10
- 14 – Great Hollow Middle School Extra Classroom Activity Account
05/31/10
- 15 – Nesaquake Middle School Extra Classroom Activity Account
05/31/10
- 16 – Branch Brook Elementary School Extra Classroom Activity Account
05/31/10
- 17 – Dogwood Elementary School Extra Classroom Activity Account
05/31/10
- 18 – Mills Pond Elementary School Extra Classroom Activity Account
05/31/10
- 19 – Mt. Pleasant Elementary School Extra Classroom Activity Account
05/31/10
- 20 – St. James Elementary School Extra Classroom Activity Account
05/31/10
- 21 – Smithtown Elementary School Extra Classroom Activity Account
05/31/10
- 22 – Tackan Elementary School Extra Classroom Activity Account
05/31/10

2. Bid Recommendations - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the following bid recommendations be approved as submitted herein:

09-31 Ext.	Electrical Labor Services
10-09	Plastic Liners
10-16	Playground Installation at Smithtown Elementary
10-18	Vending Program
10-20	Water Treatment and Cleaning for Hot Water & Steam Systems
10-29	Physical Education Supplies – Fall 2010
10-30 R	Cheerleading Mats
10-31	Project Adventure – High School East and Accomsett MS
10-32	Doors and Door Hardware

3. Budgetary Transfers – upon recommendation of the Superintendent of Schools, be it RESOLVED, that the following budgetary transfers of funds be approved for the 2009-10 school year:

FROM:	See attached	\$1,000,763.48
TO:	See attached	\$1,000,763.48

4. Contracts for Special Education Public School Placements - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the President of the Board of Education is hereby authorized to enter into contracts, for the school years indicated, with the public schools listed below, for the placement of students with handicapping conditions, as approved by the Committee on Special Education:

Green Chimney’s Children Service – 2009-2010 and 2010-2011
Sappo School – 2010-2011

5. Self-Insured Dental Plan - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the Smithtown Central School District is hereby authorized to renew the Self-Insured Dental Plan with J.J. Stanis and Company, Inc. **until September 1, 2010. (AMENDED)**

6. Cooperative Bid – Child Nutrition Program - WHEREAS, it is the plan of a number of public school districts in Suffolk County, New York, to bid jointly for milk, bread, juice drinks, soda, snacks, coffee, frozen foods, grocery items, meat, paper goods, cleaning products, and small equipment, large equipment, and

WHEREAS, the Smithtown Central School District is desirous of participating with other districts in Suffolk County in the joint bidding of the commodities mentioned above as authorized by General Municipal Law, Section 119-o, and

WHEREAS, the Smithtown Central School District wishes to appoint a committee to assume the responsibility for drafting of specifications, advertising for bids, accepting and opening bids, reporting the results to the Boards of Education, and making recommendations thereon, therefore,

BE IT RESOLVED, that the Board of Education of the Smithtown Central School District hereby appoints Lois Chait and Regina Dunne to represent it in all matters related above, and

BE IT FURTHER RESOLVED, that the Smithtown Central School District Board of Education authorizes the above-mentioned committee to represent it in all matters leading up to the entering into a contract for the purchase of the above-mentioned commodities, and

BE IT FURTHER RESOLVED, that the Smithtown Central School District Board of Education agrees to assume its equitable share of the costs of the cooperative bidding, and

BE IT FURTHER RESOLVED, that the Smithtown Central School District Board of Education agrees (1) to abide by majority decisions of the participating districts on quality standards; (2) that unless all bids are rejected, it will award contracts according to the recommendations of the committee; (3) that after award of contract(s), it will conduct all negotiations directly with the successful bidder(s).

This is to certify that the above resolution was duly approved by the Board of Education at its meeting on July 6, 2010.

Mary Wilson, District Clerk

7. Report on Cell Phones, 2010-11

Per Policy 8332, list of job titles requiring district-owned cell phones attached.

8. Report on Credit Card Usage, 1/1/10 – 6/30/10

REPORT OF CREDIT CARD USAGE

1/1/10 – 6/30/10

<u>DESCRIPTION</u>	<u>DATE</u>	<u>COMPANY</u>	<u>COST</u>
Airfare – two students and chaperone JFK to Houston	4/14/10	Jet Blue	\$1,163.70
	TOTAL		\$1,163.70

9. Contract for Translator - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the President of the Board of Education is hereby authorized to execute a contract with the following organization to provide language interpreting and translation services during the 2010-11 school year, at the rates indicated:

GB Language Consulting
 45 Longfellow Avenue
 Westbury, NY 11590

FEES:

Fee schedule depends on the language
\$95.00/\$130.00 3-4 hrs. min. per session, per student,
per language
\$35.00 per hour of travel time
\$.54 per mile of travel (if applicable)

Cancellation notice:

24 hour notice for common languages, 48-72 hrs. for
sophisticated languages. Late cancellation fee
equivalent to a three-hour session.

- 10. Contract for Neuropsychological Evaluation Services - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the President of the Board of Education is hereby authorized to execute a contract with the following individual, to provide a neuropsychological evaluation, for the 2010-2011 school year, at a cost of \$1,850.00 (including a written report supplied to the School District):

Dr. Herman Davidovicz, PHD
45 North Station Plaza, Suite 305
Great Neck, NY 11021

- 11. Joint Municipal Cooperative Bid – BOCES Tutorial and Special Education Services - WHEREAS, various educational and municipal corporations located within the State of New York desire to bid jointly for OT/PT, Speech, Social Worker and other Special Education Services; and

WHEREAS, the Smithtown Central School District, an educational/municipal corporation (hereinafter the “Participant”) is desirous of selectively participating with other educational and/or municipal corporations in the State of New York in joint bidding in the areas mentioned above pursuant to General Municipal Law § 119-o and Education Law Section 1950; and

WHEREAS, the Participant is a municipality within the meaning of General Municipal Law § 119-n and is eligible to participate in the Board of Cooperative Educational Services, Second Supervisory District of Suffolk County (hereinafter Western Suffolk BOCES) Joint Municipal Cooperative Bidding Program (hereinafter the “Program”) in the areas mentioned above; and

WHEREAS, with respect to all activities conducted by the Program, the Participant wishes to delegate to Western Suffolk BOCES the responsibility for drafting of specifications, advertising for bids/proposals, accepting and opening bids/proposals, tabulating bids/proposals, awarding the bids/proposals, and reporting the results to the Participant.

BE IT RESOLVED that the Participant hereby appoints Western Suffolk BOCES to represent it and to act as the lead agent in all matters related to the Program as described above; and

BE IT FURTHER RESOLVED that the Participant hereby authorizes Western Suffolk BOCES to place all legal advertisements for any required cooperative bidding in Newsday, which is designated as the official newspaper for Western Suffolk BOCES; and

BE IT FURTHER RESOLVED that this Agreement with the Participant shall be for a term of one (1) year as authorized by General Municipal Law §119-o.2.j.

Dated: July 6, 2010

Smithtown Central School District Corporation

Name of Educational or Municipal Corporation

Robert Rossi

Name of Official

Signature

President, Board of Education

Title

Steven Epstein

Contact Person – Name

Coordinator of Budget & Capital Projects

Title

sepstein@smithtown.k12.ny.us

E-Mail Address

12. Contracts for Speech Services - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the President of the Board of Education is hereby authorized to execute contracts with the following organizations to provide speech services, for the 2010-11 school year, at the rates listed:

Access 7 Consulting
6080 Jericho Turnpike
Suite 200
Commack, NY 11725

- \$50.00/30 min. Speech Services/screening 1:1 in-District facility
- \$60.00/30 min. 1:1 @ home
- \$125.00/30 min. Speech 5:1 per student (up to 5 students)
- \$200.00/each Speech Evaluation
- \$250.00/Spanish Bilingual Evaluation
- \$75.00/CSE meeting attendance

All About Kids a/k/a Mid Island Therapy
150 Vanderbilt Motor Parkway
Suite 401
Hauppauge, NY 11788

- \$42.00/30 min. Speech Therapy group (1-9), \$40.00/30 min. group (10-14), \$38.00/30 min. group (15 or more), \$15.00 more each addt'l student in group
- \$45.00/30 min. PROMPT Speech Therapy group (1-9), \$44.00/30 min. group (10-14), \$43.00/30 min. group (15 or more), \$15.00 more each addt'l student in group
- \$75.00 per CSE Meeting

Empowering Minds
38 Buckingham Drive
Holbrook, NY 11741

- \$50.00/30 min. Speech/Language Therapy
- \$100.00/hr. Speech/Language Therapy
- \$150.00/90 min. Speech/Language Therapy
- \$200.00/2 hrs. Speech/Language Therapy

Island Therapies
1 Brandywine Drive
Deer Park, NY 11729

- \$120.00/hr. Speech Therapy (on site)
- \$150.00/hr. Speech Therapy (off site)
- \$400.00 (flat rate) Speech Evaluation (on or off site)

Island Tutoring Center

P.O. Box 5031
Hauppauge, NY 11788
\$95.00/hr. Speech Services 1:1, \$47.50/30 min.
\$125.00/hr. Speech Services, \$62.50/30 min. 2 students

Kids in Action
252 Islip Avenue
Islip, NY 11751
\$45.00/30 min. Speech 1:1
\$67.50/45 min. Speech 1:1
\$90.00/hr. Speech 1:1
\$55.00/30 min. Speech group (up to 4 students)

Gayle E. Kligman Therapeutic Resources
49 Wireless Boulevard
Hauppauge, NY 11788
\$41.00/30 min. Speech session per student 1:1
\$43.00/30 min. Speech session per student in private school setting
1:1
\$45.00/30 min. Speech session per student for home setting 1:1
\$27.00/30 min. Speech session per student for group (max. 5
students)
\$300.00 Speech Evaluation

Metro Therapy Inc
P.O. Box 6005
Hauppauge, NY 11788
\$39.50/30 min. Speech Therapy 1:1 (push in, pull out,
consultation,
observation)
\$59.00/30 min. Speech Therapy 5:1 (push in, pull out,
consultation,
observation)
\$200.00/each Speech Evaluation
\$300.00/each Bilingual Speech Evaluation
\$40.00/30 min. CSE attendance

NY Therapy Placement Services
5225 Nesconset Highway
Suite 30
Port Jefferson, NY 11776
\$39.00/30 min. Speech Therapy, \$52.00/40 min., \$78.00/60 min.
1:1 sessions in District
\$60.00/30 min. Speech Therapy group (2 to 5 students)
\$80.00/40 min. group \$120.00/60 min. in District
\$140.00/per evaluation (flat rate) Speech Evaluation in District
\$40.00 (flat rate) Speech Screening in District
\$47.00/30 min. Speech Therapy 1:1, \$62.80/40 min. 1:1,
\$94.00/60 min. 1:1 private/parochial/home setting within
SCSD
\$28.00/30 min. Speech Therapy group (2-5 students), \$37.20/40
min.
group, \$56.00/60 min. group private/parochial/home setting
within SCSD
\$140.00 (flat rate) per Speech Evaluation
\$40.00 (flat rate) per Speech Screening
\$39.00/30 min. CSE/Team Meeting
\$52.00/40 min. CSE/Team Meeting
\$78.00/60 min. CSE/Team Meeting

\$90.00/hr. Special Education Teacher participation at CSE meeting
for non-resident student/dual enrollment student

Leslie Popko
25 Poplar Avenue
Stony Brook, NY 11790
\$70.00/hr. Speech Services

T.E.A.M.
342 Soundview Drive
Rocky Point, NY 11778
\$71.00/hr. Speech Therapist
\$53.25/45 min. Speech Therapist
\$35.50/30 min. Speech Therapist
\$200.00 each Speech Evaluation

The Therapy Spot
1770 Motor Parkway
Suite 202
Hauppauge, NY 11788
\$45.00/30 min. Speech 1:1 (school or home based)
\$55.00/20 min. Feeding Therapy
\$54.00/30 min. Speech group (2-3 students)
\$125.00 each Speech Evaluation
\$35.00/20 min. Speech Consultations

13. Contracts for Tutoring Services - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the President of the Board of Education is hereby authorized to execute contracts with the following organizations, for the 2010-11 school year, to provide tutoring services, at the rates listed below:

All About Kids
150 Vanderbilt Motor Parkway
Suite 401
Hauppauge, NY 11788
\$65.00/hr. home tutoring

Creative Tutoring Inc
1120 Old Country Road
Plainview, NY 11803
\$44.26/hr. per student 1:1 homebound instruction
\$44.26 cancellation charge for no-show

Education Inc.
2 Main Street
Plymouth, MA 02360
\$51.50/hr. per student for home, hospital & out-of-district tutoring

Education at Mather
24 Bellemeade Avenue
Suite B
Smithtown, NY 11787
\$45.00/hr. per student (in hospital or home)
All levels of instruction from special education to regents/honors programs

Saint James Tutoring, Inc.
24 Bellemeade Avenue
Suite B

Smithtown, NY 11787
\$45.00/hr. per student (in hospital or home)
All levels of instruction from special education to regents/honors programs

Syosset Home Tutoring Inc.
21 Blacksmith Lane
E Northport, NY 11731
\$40.00/hr. per student for home instruction

Top Grade
44 Crosby Street
Sayville, NY 11782
\$42.00/hr. all teachers provided per Section 80-5.4
\$38.00/hr. Elementary students
\$42.00/hr. Special Education students
\$42.00/hr. certified Math teacher
\$75.00/hr. certified Pre-calculus, Calculus, Statistics teacher
\$65.00/hr. certified Earth Science/Living Environment teacher
\$65.00/hr. certified Chemistry teacher
\$42.00/hr. certified English/Social Studies teacher
\$75.00/hr. certified Physics teacher
\$42.00/hr. certified Spanish teacher
\$65.00/hr. certified Italian/French teacher

14. Contract for ABA, Resource Room and SEIT Services - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the President of the Board of Education is hereby authorized to execute a contract with the following organization, for the 2010-2011 school year, to provide Applied Behavior Analysis (ABA), Resource Room and SEIT services, at the rates listed:

Kids in Action
252 Islip Avenue
Islip, NY 11751
\$45.00 per 30 min. session
\$67.50 per 45 min. session
\$90.00 per hr. 1:1 SEIT, Counseling, ABA Services
\$55.00 per 30 min. group up to four students

B. Operations

MOTION by Mrs. Knox, seconded by Mrs. Waldron approving Operations Items 1-5 on a consent motion.

All aye. Motion carried (7-0).

1. Additions to List of Organizations Approved to Use School Facilities 2010-11 School Year – upon recommendation of the Superintendent of Schools, be it RESOLVED, that the following organizations, having made formal application, are hereby approved for applying to use school facilities of the Smithtown Central School District during the 2010-11 school year, subject to all school district policies, rules and regulations, Standard Uniform Practices and contract provisions.

2010-2011 SCHOOL YEAR

Scope Education Services

- 2. Acceptance of Gifts – upon recommendation of the Superintendent of Schools, be it RESOLVED, that the Board of Education authorizes the acceptance of the following gifts:

	<u>Donated By</u>
\$1,745.00 for the Kay Reynolds Memorial Scholarship Fund	See attached list
\$68.36 for instructional supplies at Accomsett Elementary	Stop & Shop Supermarket Co.
\$54.78 for instructional supplies at Accomsett Elementary	WaMoola for Schools Program P.O. Box 7474 Eden Valley, MN 55329-7474
\$400.00 donation	Smithtown H.S. East Political Awareness Club
\$1,000.00 for the Michael Cisternas Scholarship	Acoustic Café Students at Smithtown High School West
\$1,000.00 (\$500.00 scholarship to each high school)	Suffolk Association of School Business Officials 290 Norwood Avenue Pt. Jefferson Station, NY 11776

- 3. Declaration of Obsolete Items – upon recommendation of the Superintendent of Schools, be it RESOLVED, that the following items, due to poor condition and/or obsolescence, are no longer useful to the District, and are hereby declared to be obsolete, and are to be disposed of in a manner that is in the best interest of the Smithtown Central School District:

- Attached list of books at Accomsett Elementary *
- Attached list of books at Great Hollow Middle School *
- Attached list of AV items at Great Hollow Middle School
- Attached list of textbooks and equipment at High School East
- Two refrigerators ID#'s: 002101 and 000377 at High School West
- Attached list of books at Tackan Elementary *

* Lists available upon request

- 4. School Lunch and Breakfast Program - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the Smithtown Central School District will participate in the National School Lunch and Breakfast Program during the 2010-11 school year.
- 5. School Lunch Program, Free & Reduced Price Meal Policy, 2010-11 - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the Family Eligibility Criteria for Free and Reduced Price Meals or Free Milk is adopted by the Board of Education, and be it further

RESOLVED, that the President of the Board of Education is authorized to sign all appropriate documents for filing this application with the State Education Department.

XI. PERSONNEL

A. Certified – The following Certified Personnel Items were presented for the Board’s approval (Attachment XI.A. 1-30):

- 1-11. Appointment of Substitute Teacher(s)
12. Appointment of Probationary Teacher(s)
13. Appointment of Part-time Teachers
14. Termination of Probationary Employee
15. Appointment of Staff for Special Ed. Extended School Year Program
16. Appointment of Part-time Teacher Assistant
17. Appointment of Substitute Teachers for ESL Summer Enrichment Program
18. Appointment of Weight Room Supervisors
19. Appointment of Non-District Event Chaperones
20. Appointment of Athletic Trainers 2010-2011
21. Appointment of District Event Chaperones
22. Appointment of Summer STEP Program Teachers 2010
23. Appointment of Workshop Instructor
24. Appointment of STEMS Program Instructors
25. Appointment of Driver Education Instructors
26. Appointment of Volunteers
27. Approval of Athletic Trainer Supervision
- 28-29. Coaching Assignments
30. Appointment of Home Instruction Tutor

MOTION by Mr. Saggese, seconded by Mr. Rossi separating out Item #28-29 for a separate vote.

Mr. Martella voted NO, motion carried (6-1).

Discussion

Item #24 – Mrs. Waldron asked what timeframe this appointment encompassed. Mrs. Ricigliano responded that this would be for the 2010-11 school year.

Item #19 – Mrs. Knox asked for clarification. Mrs. Ricigliano responded that this is to approve personnel who are not currently District employees.

Item #21 – Mr. Martella asked for clarification. Mrs. Ricigliano provided the clarification and noted that each of these chaperones get approval from Pat Smith, Director of Physical Education. Mrs. Cahill noted that for certain other events she provides the approval.

Item #20 & 27 – Mr. Carlin questioned if there was overlap in these two appointments. Mr. Ehmann explained that the two people who are paid a salary as athletic trainers work specific hours after school. If there is a need for them to work beyond those hours, they get an hourly rate as well. Mr. Carlin questioned how the District would know when they are over their hours because Item 20 does not provide for a number of hours. Mr. Ehmann responded that Item 20 provides a full year of coverage for practices on-site throughout the three seasons of sports. Mr. Ehmann offered to provide the BOE with the documentation regarding these items.

MOTION by Mrs. Knox, seconded by Mr. Liguori to **TABLE Item #'s 20 and 27**.

All aye. Motion carried (7-0).

Item #23 – Mr. Carlin asked for clarification. Mrs. Ricigliano explained that this is something that is per the STA contract; it usually goes through the office of the Director of Curriculum and then the Assistant Superintendent for Instruction. The workshop instructors are compensated at the rate you see there. The workshop attendees are curriculum writers. In this particular case the reason it states, “during the months September through November” is that Joanne McEnroy has retired and has been requested by the Director of Curriculum to give this workshop on Superintendent’s Conference Day. We do not need to approve the workshop instructors or attendees when

they are STA members because it is contractual. Since Ms. McEnroy is no longer an STA member there is no authority under which we could pay her if we do not approve it separately. Mr. Carlin asked if the contract specifies that we must conduct these workshops. Mrs. Cahill responded that NY State does require that we do a certain amount of professional development. Mrs. Cahill noted that there is no specific requirement for this precise workshop; there is a requirement though for staff development. Mrs. Ricigliano stated that it is her understanding that this particular workshop will be related to SmartBoards. Mr. Carlin stated that most of our teachers have been certified in SmartBoards. Mrs. Cahill replied that we need to target the middle school and high school teachers – most of our elementary teachers have taken the course. Mr. Ehmann declared that regardless of the instructor, if it were to be an instructor who is part of our STA unit and an expert on the use of SmartBoards, this is the rate at which they would be compensated. This is part of the auditing of Payroll. Anybody who is to be paid by us has to be Board approved. This workshop is part of the menu for teachers during Superintendent's Conference Day which is part of the entire professional development plan. Mr. Carlin asked if that is a requirement. Mr. Ehmann responded that the professional development of the staff is a requirement by the State; but specific workshops are not mandated by the State. Mr. Carlin asked if a number of hours or number of sessions is mandated. Mr. Ehmann responded that for new teachers they have to have 175 hours of professional development over the course of five years. Mr. Carlin questioned whether the teachers could not go to someplace like Stony Brook University to take these courses. Mrs. Cahill stated that it is our responsibility to track it; we are not required to provide them with their whole 175 hours. We are required to track it; however, we are required to provide professional development. Mr. Carlin asked if there is a code in the budget for professional development. Mrs. Cahill stated it would be found in several different places. Mr. Carlin asked for an estimate of the total. Mr. Ehmann explained that there are mandated contributions to the Professional Development Fund as part of the contract. Mr. Ehmann further explained that there is a Professional Development Fund to which the District contributes through which the teachers apply to go on conferences. A committee decides whether a conference is worth the funding. Mr. Carlin stated that we provide that because the terms of the contract call for it; not because the State mandates it, and not because it is a requirement – the terms of the contract call for this Professional Development Fund. We provide full dollars for this; is that inclusive of the salary for teaching that? Mrs. Cahill stated that two elements are being mixed here. There is the Professional Development Fund in the contract; which has a specific dollar amount – the teachers apply and if the committee approves, they go. They could pick a conference that is taking place in NY City or at the Marriott in Hauppauge; wherever professional conferences are going on. If they get approved they get their expenses paid. The other part of this is staff development that the District decided we have to do for the benefit of our students. We do staff development through our budget for things like the adoption of a new reading series to provide writers' workshops; we did it for the new math series. Mr. Carlin stated that we have to give the money, but we have to approve them to attend the Professional Development. Could we dovetail the funds that we want to do – that is the ones you just described as for the benefit of our students, as being the only ones that we approve; rather than just ones that might be given. Or why don't we just approve only the ones that we deem to be in the best interest of our students. Mr. Ehmann explained that has to be negotiated in the contract. Mr. Ehmann noted that there is a set of guidelines in the contract. Mrs. Cahill stated that this goes back about thirty years in the contract. We had talked about the notion that there could be some marriage between the two – but that would have to be negotiated. Mr. Carlin added dovetailing their training to the best interests of our students is a negotiated, not necessarily ...Mrs. Cahill added that each teacher has a different set of needs. The Professional Development Fund in their contract is for a teacher to say I'm not as strong in math as I want to be, there is this workshop I want to go to for my professional development because it will strengthen what I do. The Professional Development Fund is for them to develop themselves individually. Whereas, when we decide to do staff development we decide what we want them to learn as part of that process. What this resolution does is that Ms. McEnroy has agreed to the contractual rate; where someone else might want more or less. Mrs. Ricigliano further explained that the District does monitor which courses are appropriate and only approves those courses. Mr. Ehmann stated that if you

look at the Professional Development Plan and Annual Professional Performance Review that we approved tonight it will help you understand both the State requirements for professional development and what the District does with the teachers and how it works together in the contract and without.

MOTION by Mr. Liguori, seconded by Mr. Martella approving the Certified Personnel Items 1-19, 21-26 and 30, as detailed in the attached resolutions.

All aye. Motion carried (7-0).

MOTION by Mrs. Knox, seconded by Mrs. Waldron approving the Certified Personnel Items 28 and 29, as detailed in the attached resolutions.

Item #28-29 – Mr. Saggese stated that he has been contacted by several community members that are concerned about the outsourcing of coaching assignments to for-profit organizations. That is the trend that has been going on for a couple of years in Smithtown. We brought this up last year and the administration said that they were unable to address it. The concern is that over the course of the past few years the District has been outsourcing coaching assignments to organizations and to people who belong to for-profit organizations. Juniors and Seniors are not being picked for Varsity teams in lieu of 9th and 10th graders who are being trained at these outside organizations. The inference is that because they are being trained by outside organizations they get preferential treatment or those organizations know them and have worked with them. There seems to be an appearance of conflict of interest. I think it is not right for the District to have a policy where the school district is not in the forefront; we should stay away from the appearance of a conflict of interest. Mr. Barnosky stated that we had this same discussion last year at the first meeting he attended. We researched it and prepared a confidential legal memo to the Board a short time thereafter addressing this issue. Mr. Barnosky suggested that this issue, under the attorney client privilege, cannot be discussed in a public forum. Mr. Saggese stated that this issue is growing into other sports and to other coaches. I am relaying the community’s concern on this matter. Mr. Carlin asked Mr. Saggese for his remedy for this situation. Mr. Saggese did not offer a remedy. Mr. Martella noted that the District is bonded by a legal agreement and this conversation is moot.

<u>VOTE ON MOTION (28 & 29):</u>	YES	Mr. Martella, Mr. Carlin, Mrs. Knox, Mrs. Waldron
	NO	Mr. Liguori, Mr. Saggese, Mr. Rossi

Motion carried (4-3).

B. Classified - The following Classified Personnel Items were presented for the Board’s approval (Attachment XI.B.1-9):

1. Appointments
2. Change of Status
3. Change of Status – Reasons
4. Leave of Absence Unpaid
5. Leave of Absence – Reasons
6. Terminations
7. Terminations – Reasons
8. Summer School Program
9. Non-Aligned Supervisor

MOTION by Mrs. Waldron, seconded by Mrs. Knox approving the Classified Personnel Items 1- 9

All aye. Motion carried (7-0).

C. Nursing - The following Nursing Personnel Items was presented for the Board's approval (Attachment XI.C.1-3):

1. Leave of Absence Unpaid
2. Leave of Absence – Reason
3. Summer School Program – Nurse(s)

MOTION by Mr. Liguori, seconded by Mrs. Knox approving the Nursing Personnel Items 1-3 as detailed in the attached resolution.

All aye. Motion carried (7-0).

XII. NEW BUSINESS

Dental Insurance

Mr. Saggese requested that the District promptly issue an RFP for the self-insured dental plan. He added his hope that the Board would be getting information on this by the next BOE meeting.

Policy 4420 Class Size

Mr. Carlin requested that a copy of this policy be provided to the BOE and attorney. Mrs. Cahill provided copies of the policy. Mrs. Knox asked why this issue was not being brought to the Policy Committee. Mr. Carlin replied that the issue is not a change to the policy, but rather enforcement of the policy. Mr. Carlin stated that in early June he had e-mailed the administration about electives. He discussed his concern about the lack of enforcement of the portion regarding cancelling electives with registration below 18 by July 15th. Mr. Ehmann explained that this policy creates a lot of sections for students to merge into as the scheduling process unfolds. Following this language to the letter eliminates sections of courses which students historically have moved into as they have been faced with conflicts, study halls and not wishing to have too many free periods in their schedule. If we eliminate the sections on July 15, then it is difficult for me to come back to you in three weeks or a month and say, I think I have registrants for this course can we reinstate it. If it is not in the matrix, it can't be filled when the counselors are doing conflict resolution. What we have done is we have monitored the ebb and flow and honored the twenty students minimum most of the time. If there is an exception to it, we will have a discussion and the Board has had the opportunity to say yes or no. We have monitored it ourselves. There are many titles that do not even stay in the matrix because they are not filling the way we want. Mr. Carlin asked if any of the Board Members remembered a conversation in the last few years where we have approved a section which was below the policy. Mr. Rossi believed he remembered such conversations. Mr. Carlin did not remember the BOE in the summertime approving something with a lesser number. Mr. Ehmann stated that over the last few years he has taken the FTE footprint that we have decided upon in the budget and worked within it or below it. Have we gone through this letter by letter and discussed it this specifically, the answer is no. Mr. Carlin stated that as a trustee, it is his role to enforce policy. Mrs. Cahill stated that perhaps attention should be brought to the second paragraph. As we have been operating here we frequently report to the Board on many things. I have reported to the Board that last year we did not run fourteen titles of courses. The District has run with a certain set of parameters. The Superintendent just spoke about the FTE footprint; which we stayed well inside. The second paragraph says that classes in K-5 shall not exceed 25 students. Mr. Carlin noted that that sentence includes the words, "where practicable." Mr. Rossi asked what Mr. Carlin would like to see happen, Mr. Saggese asked what remedy Mr. Carlin was seeking. Mr. Carlin responded that he wanted to see policy implemented. Mr. Martella, as Co-chair of the Policy Committee, stated that they will discuss the language in the asterisked area. It may be too stringent; the District may seek more flexibility. But right now it states that the class will be cancelled and then there will be further discussion. Technically, anything that dipped below 18 is cancelled and we need to discuss it. Mr. Barnosky added that the policy might need some refocus. The fairest reading might be on or about that date. Mr. Ehmann stated that the counselors have worked their summer days; they won't be back until the last couple of days of August leading up to the school year. We have a meeting in three weeks. At that meeting I will

show you the electives and the status; which ones will have been cancelled under this policy. The Board will then have the ability to decide whether they take my recommendations on reinstating some/all/or none of those electives. Then by the time the students come back in August and are looking to fill their schedules we should have a clearer view and I would request that the Policy Committee put this on the agenda for an examination here in 2010 so that we can get clarification. Mr. Martella stated that he and Mrs. Knox will circulate an e-mail to select a date that accommodates the BOE members. Mrs. Knox suggested the way scheduling is done today is dramatically different than when this policy was written based on our technological abilities. Students did not have the schedules to even think about it in June. That July 15th date was a different method. This is something to be looked at along with Health and Wellness and the Purchasing Policy. Mr. Martella stated that he believes that providing a number for automatic cancelling is bad policy; it binds the District. We should provide structure in the language. Mr. Martella requested that the District provide the BOE the information from this past school year – a listing of classes, a list of classes that did not take place. Mr. Ehmann stated that we have current enrollment figures for the elective classes that have fewer than twenty students in a section. What we do, historically, is we see if any of these sections are going to build. Some we pull off the menu right away because we just don't see it building. There are four or five aspects – in a future meeting we will discuss the challenge of providing enough electives to keep students engaged; keep equity between East and West and adhere to our budgetary constraints and also keep the student's program going. That is all mixed into the presentation which we will do for you. Mr. Liguori asked for a list of classes that were not conducted this past school year that had less than twenty students. Mr. Ehmann said we could run that, but more importantly are the current enrollment figures as we move forward to this year. Mr. Liguori stated that this way the District could see that if this date was not looked at and ...Mr. Ehmann said that we think we did do a good job in providing program for all the students. A strict adherence to this is difficult because on July 13th you may have 18 kids, and then on July 30th you may have 25. Mr. Liguori reiterated, show us what happened this year. Mr. Carlin stated that Mr. Ehmann had said that he would provide a list that he would recommend; Mr. Carlin requested that you also provide the number of students. Are we approving under 18 with 17; or are we approving under 18 with 9. Mr. Carlin also added that other than the July 15th date the policy is completely correct and makes total sense. The idea that in order for a section to run with a smaller number needs Board approval is a sound one. Mrs. Cahill stated that with regard to the second paragraph; we have run, for at least the past four years, grades 4 and 5 with a breakpoint of 27. Currently sitting on the books are five sections that are above the number 25. Mrs. Knox requested that the District Clerk go through the minutes of our July and August meetings since 2003 and see if we had any agenda items or minutes that relate to this topic; although this may have been discussed in Executive Session regarding having a teacher in the bank.

ADJOURNMENT

MOTION by Mrs. Knox, seconded by Mrs. Waldron that the meeting be adjourned at 9:50 p.m. Motion carried.

Respectfully submitted,

Mary Wilson
District Clerk