

**SMITHTOWN CENTRAL SCHOOL DISTRICT
BOARD OF EDUCATION
SPECIAL MEETING**

September 2, 2010

Held in Joseph M. Barton Bldg.

Meeting called to order at 7:05 p.m. by Robert Rossi, President of the Board of Education. On motion by Mrs. Waldron, seconded by Mrs. Knox, the Board voted unanimously to convene in Executive Session to discuss potential and pending litigation, negotiations and particular personnel – leave of absence.

At 8:10 p.m. Mrs. Waldron moved, Mrs. Knox seconded, and the Board reconvened the Special 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, Lindsay Crocker, Board Counsel
Visitors
Mary Wilson, District Clerk

I. OPENING CEREMONY - conducted by Mr. Rossi.

The Superintendent requested that the order in which the agenda items would be discussed be reversed, so that Personnel would be voted upon first. The Board agreed to the Superintendent's request.

V. PERSONNEL

A. Certified – The following AMENDED Certified Personnel Items were presented for the Board's approval (Attachment V. A 1-28):

1. Appointment of Driver Education Instructor(s)
2. Appointment of Adult Continuing Education Teacher(s)
3. Appointment of Substitute Teacher(s)
4. Appointment of Regular Substitute Teacher(s)
5. Certifications
6. Appointment of STEP Program Teacher(s)
7. Appointment of Probationary Teacher Assistant(s)
8. Appointment of Probationary Teacher(s)
9. Certifications
10. Appointment of Academic Intervention Tutor(s)
11. Appointment of Co-Curricular Activities Sponsors
12. Appointment of Volunteers
13. Appointment of Home Instruction Tutor(s)
14. Appointment of Instructional Specialist(s)
15. Appointment of Lead Teacher(s)
16. Appointment of Part-time Teacher(s)
17. Certifications
18. Appointment of SAT/PSAT Test Coordinator(s)
19. Appointment of Teacher on Special Assignment-Admin. Asst.
20. Coaching Assignment(s)

21. Rescind Coaching Assignment(s)
22. FMLA, Leave of Absence W/O Pay
23. Increase of Assignment/Additional Class(es)
24. Increase of Assignment/Change of Status
25. Restoration to Former Tenure Area
26. Request Leave of Absence, Without Pay
27. Notice of Resignation(s)
28. Appointment of District CSE Chair

MOTION by Mrs. Waldron, seconded by Mrs. Knox approving the AMENDED Certified Personnel Items 1-28, as detailed in the attached resolutions.

All aye. Motion carried (7-0).

Mrs. Ricigliano congratulated the newly hired employees.

Mr. Rossi, on behalf of the Board of Education, also welcomed the newly hired employees.

B. Classified - The following AMENDED Classified Personnel Items were presented for the Board's approval (Attachment V. B. 1-11):

1. Appointments
2. Appointment – Reason(s)
3. Change of Status
4. Change of Status – Reason(s)
5. Leave of Absence Unpaid
6. Leave of Absence – Reason(s)
7. Retirements
8. Retirement – Reason(s)
9. Resignation
10. Terminations
11. STEP Program – Special Ed

MOTION by Mrs. Knox, seconded by Mrs. Waldron approving the AMENDED Classified Personnel Items 1-11, as detailed in the attached resolutions.

All aye. Motion carried (7-0).

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

1. Nurse STEP Program – Special Ed

MOTION by Mrs. Knox, seconded by Mrs. Waldron approving the Nursing Personnel Item 1, as detailed in the attached resolution.

All aye. Motion carried (7-0).

III. AUDIENCE – no participants.

IV. BUSINESS AFFAIRS

A. Finance

MOTION by Mrs. Knox, seconded by Mrs. Waldron approving Finance Items 1-11 on a consent motion.

Discussion

Item #4 – Mr. Saggese asked for clarification. Ms. Niles provided the clarification; explaining that the State requests that the ARA funds be separated out.

Item #6 – Mr. Saggese asked for clarification. Ms. Niles explained that the owners of the property would like to sell it, but the District has an interest in the mortgage. The District’s law firm has agreed that this resolution will satisfy the District’s interest in this mortgage.

Item #10 – Mr. Saggese asked for clarification. Ms. Niles explained that this resolution would cover approximately fifteen days of training. Ms. Niles and the new Purchasing Agent will also attend State training when it is offered in November.

Ms. Niles reported to the Board that the TANS sale had taken place and the District is very pleased with the results. A resolution covering that item will appear on the next BOE agenda.

Mr. Rossi asked for clarification regarding Student Accident Insurance. Ms. Niles explained that each year a broker gets quotes for the District’s student accident insurance. The company we had used last year has raised its rates and this year the District will be using a different insurance company.

1. 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	\$576,393.79	
TO:	See attached		\$576,393.79

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

08-33R	Rebid Ext.	Dust Mop Rental
08-49	Ext.	Concrete & Masonry Work
08-50	Ext.	Pointing and Sealing Brick
09-45	Ext.	Ice Melt Compound

3. 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 2010-11 school year with the public schools listed below for the placement of students with handicapping conditions, as approved by the Committee on Special Education:

Bayport Blue Point Union Free School District
 Brentwood Union Free School District
 Central Islip Union Free School District
 Commack Union Free School District
 Comsewogue Union Free School District
 Connetquot Central School District
 East Islip Union Free School District
 Half Hollow Central School District
 Hauppauge Union Free School District
 Kings Park Central School District
 Longwood Central School District
 Middle Country Central School District
 Miller Place Union Free School District
 Patchogue-Medford Union Free School District
 Sachem Central School District

Shoreham-Wading River Central School District
South Country Central School District
Three Village Central School District
West Islip Union Free School District

4. Reallocation of Revenue – Year Ending June 30, 2010 - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the Board of Education approves the reallocation of \$3,969,155.00 from revenue code A3101.001 (General Aid) to A4285.ARA (Federal Fiscal Stabilization).
5. Contracts for Adult Continuing Education Instructors - 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 with the following individuals/organizations for the 2010-11 school year, as part of the Adult Continuing Education Program, at the rates indicated:

Create New Order
P.O. Box 899
Kings Park, NY 11754
Organization Workshops \$20.00 per student

Bobbi Ann DePierro
1301 Orchid Circle
Bellport, NY 11713
Zumba “Five” \$25.00 per student
Zumba “Ten” \$50.00 per student

Dina Elardo dba Complete Legal Forms
126 Division Avenue
Massapequa, NY 11758
Notary Public Training Course \$45.00 per student
Notary Signing Agent Course \$50.00 per student

Ida Ferraro
96 Fifty Acre Road South
Smithtown, NY 11787
Zumba Gold \$30.00 per student
Zumba Toning \$50.00 per student

Netstuff.Com Inc.
3 Nesconset Avenue
Nesconset, NY 11767
\$20.00 per hour

Thomas Perricone dba Long Island Safety
52 Ocean Avenue
Center Moriches, NY 11934
\$52.00 per student

Suffolk Safety Program (Linda Greco)
P.O. Box 12
Islip, NY 11751
\$28.00 per student

And, be it further

RESOLVED, that that the President of the Board of Education is hereby authorized to execute contracts with the following individuals/organizations for the 2010-11 school year, as volunteers, as part of the Adult Continuing Education Program:

Karen Godfrey, CDFAs, CFAs and Michael McCrain, MS, CPA, CDFAs, Financial Advisor
1461 Lakeland Avenue

Suite 20
Bohemia, NY 11716

Bud Levy
c/o NestEgg Advisors, Inc.
330 Motor Parkway
Suite 305
Hauppauge, NY 11788

Shelly Newman, CFP, AAMS, ChFC, CRPC
c/o Edward Jones
2193 Jericho Turnpike
Commack, NY 11725

6. Satisfaction of Mortgage - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the President of the Board of Education is hereby authorized to execute the Satisfaction of Mortgage between the Smithtown Central School District and Sabino A. Montefusco and Carol A. Montefusco, accepting the payment of \$45,599.04, representing 10% interest of the Mortgage left to the District under the terms of the Will of Dorothy Phillips.
7. Resolution to Accept Proposals for the Refunding of Bonds - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the Board of Education is hereby authorized to adopt the resolution of the Smithtown Central School District, New York, on September 2, 2010, announcing the intention of the School District to accept proposals for the refunding of bonds of said School District.*

*Entire resolution attached

8. Refunding Bond Resolution - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the Board of Education is hereby authorized to adopt the Refunding Bond resolution of the Smithtown Central School District, New York, on September 2, 2010, authorizing the refunding of all or a portion of certain outstanding serial bonds of said District, stating the plan of refunding, appropriating an amount not to exceed \$55,000,000 therefore, authorizing the issuance of not to exceed \$55,000,000 refunding serial bonds of the District to finance said appropriation, and making certain other determinations all relative thereto.*

*Entire resolution attached

9. Contract for Behavioral Consultation 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, during the 2010-11 school year, to provide Behavioral Consultation Services and IEP Development at the rates listed:

ABAskills LLC
275 Route 10 pmb 411
Succasunna, NJ 07876

\$155.00 per hour Behavioral Consultation (on site @school/home)
\$155.00 per hour IEP Development (at the direction of the Committee on Special Education)

10. Contract for Training 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, as a consultant, to train the new Purchasing Agent for the 2010-2011 school year, at a fee of \$75.00 per hour, not to exceed \$4,500.00:

Neil Goldman
26 Maison Drive

Holbrook, NY 11741

- 11. Contract for ABA Consultation, Tutoring and Parent Training - 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, during the 2010-2011 school year, to provide ABA Behavioral Consultation, Supervision, Parent Training and Direct Tutoring at the rates listed:

Andretta Behavior Analysts
 14 Rassmussen Place
 Melville, NY 11747

\$90.00 per hour for ABA Behavioral Consultation, Supervision and Parent Training
 \$75.00 per hour for Direct Tutoring

B. Operations

MOTION by Mrs. Knox seconded by Mrs. Waldron approving AMENDED Operations Items 1-3 on a consent motion.

All aye. Motion carried (7-0).

- 1. Additions to List of Organizations Approved to Use School Facilities, 2010-2011 School Year - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the following organizations, having made formal applications, are hereby approved to use school facilities at the Smithtown Central School District during the 2010-2011 school year, subject to all School District policies, rules and regulations, Standard Uniform Practices, and contract provisions:

Borellas Farm Stand
 Smithtown High School East PTSA

- 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>
Brick Fan Walkway at Smithtown High School West turf field for his Eagle Scout Project	Ryan Mathie 27 Stuyvesant Lane Smithtown, NY 11787
\$90.00 for the Kay Reynolds Memorial Scholarship Fund	See attached list
\$5,810.00 for the Edward V. Viscount III Memorial Scholarship Fund	See attached list

- 3. Sunday Use of School Facilities - upon recommendation of the Superintendent of Schools, be it RESOLVED, that the application for use of school facilities submitted by Borellas Farm Stand for the use of the parking lot at Nesaquake Middle School on Sundays, October 3, 10, 17, 24 & 31, 2010, from 9:00 a.m. to 6:00 p.m., for an estimated amount of 80 cars, under the rules and regulations and fee charges for use of school facilities, is hereby approved.

II. SUPERINTENDENT'S REPORT

A. Appointment of Hearing Officer

MOTION by Mrs. Knox seconded by Mrs. Waldron approving Appointment of Hearing Officer Items 1 and 2 on a consent motion.

All aye. Motion carried (7-0).

1. Upon recommendation of the Superintendent of Schools be it RESOLVED, that the Board of Education of the Smithtown Central School hereby appoints Stephen Bluth as the Hearing Officer in the disciplinary charges brought against a District employee; and

FURTHER, BE IT RESOLVED, that the employee is hereby suspended without pay, following the service of the charges upon him, for not more than thirty days pending the determination of the charges; and

RESOLVED, that the District Clerk be directed to forward a copy of this resolution to Sharon N. Berlin, Esq.

2. Upon recommendation of the Superintendent of Schools be it RESOLVED, that the Board of Education of the Smithtown Central School hereby appoints Eugene Ginsberg as the Hearing Officer in the disciplinary charges brought against a District employee; and

FURTHER, BE IT RESOLVED, that the employee is hereby suspended without pay, following the service of the charges upon him, for not more than thirty days pending the determination of the charges; and

RESOLVED, that the District Clerk be directed to forward a copy of this resolution to Sharon N. Berlin, Esq.

B. Committee on Preschool Special Education

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

All aye. Motion carried (7-0).

1. Initial Placement for Preschool Special Education Program/Services – RESOLVED that the recommendations of the Committee on Preschool Special Education for Initial Placement – Program/Services for cases P311608, P311628, P311626, P311632, P311620, P311594 and P311548 be approved.
2. Special Education Preschool Annual IEP Review/Amended IEP – RESOLVED that the recommendations of the Committee on Preschool Special Education for Annual IEP Review/Amended IEP for cases P310234, P311590, P311492, P308559, P311590, P310475, P310410, P310558, P309656, P311524, P311525, P311458, P310570 and P310822 be approved.

C. Committee on Special Education

MOTION by Mrs. Knox, seconded by Mrs. Waldron 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 308559, 309672, 309365, 304852, 307685, 304680, 311516, 180217, 172927, 308233, 301802, 309523, 200353, 302112, 308501, 200318,

310623, 304752, 306913, 306643, 309348, 309162, 311647, 311649, 306819 and 306936 be approved.

2. Sub-Committee on Special Education - RESOLVED that the recommendations of the Sub-Committee on Special Education for cases 308494, 300556, 309391, 300639, 302767, 305643, 4429, 307346, 303608, 304790, 301681, 301677, 300996, 302443, 154660, 306993, 172146, 186069, 179027, 309346, 309752, 307966, 184439, 196549, 301531, 200287, 309590, 3096876, 305493, 186069 and 302035 be approved.

D. Adoption of Revised 2010-2011 School Year Calendar

MOTION by Mrs. Knox, seconded by Mrs. Waldron that upon recommendation of the Superintendent of Schools, be it RESOLVED that the attached 2010-2011 revised school district calendar be adopted.

All aye. Motion carried (7-0).

E. Litigation

MOTION by Mrs. Waldron, seconded by Mrs. Knox that upon recommendation of the Superintendent of Schools, be it RESOLVED that an agreement with District Employee No. 02703 be hereby approved.

All aye. Motion carried (7-0).

F. Miscellaneous

- The Superintendent informed the Board that at the next Board Meeting there will be a resolution asking that all of the bids for the Tackan emergency evacuation project be rejected. That project will be revisited because the estimate for the project was approximately 50 to 60% of what the bids were coming in at.
- Andrew Tobin reviewed a 2010-11 State Aid estimate with the Board. It was suggested that this discussion be continued at a Business Affairs Committee meeting.
- Mrs. Waldron noted that the Security Guards will have a meeting on September 13th to ratify their contract. The dates have been set for SSEA negotiations in September, October and November. The District is waiting to hear from the STA attorney regarding a date to begin mediation.
- Mrs. Cahill reviewed a handout regarding FTE numbers. It appeared that the target number had been achieved.
- The Board asked for an accounting of whether fewer buses were scheduled for this school year.
- Mrs. Waldron asked that two items be taken off the Open Items List: unfunded mandates and an item regarding coaches' concerns about discipline.

VI. ADJOURNMENT

MOTION by Mrs. Waldron, seconded by Mrs. Knox that the meeting be adjourned at 9:08 p.m.

All aye. Motion carried (7-0).

Respectfully submitted,

Mary Wilson
District Clerk