

**SPECIAL BOARD OF EDUCATION MEETING OF THE
MALVERNE UNION FREE SCHOOL DISTRICT
BOARD OF EDUCATION**

MINUTES

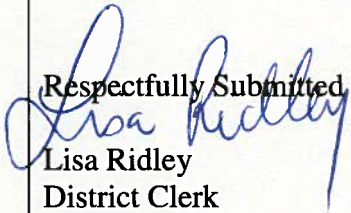
November 3, 2014

Josephine Bottitta	John Tulley	Danielle Hopkins	Michael Taylor	Marguerite O'Connor	AGENDA ITEM:	ACTION TAKEN:
					<p><u>BOARD MEMBERS PRESENT</u> Josephine Bottitta, John Tulley, Danielle Hopkins, Marguerite O'Connor Also present were Dr. James Hunderfund, Spiro Colaitis, Christopher Caputo, Joe Janell,BJLJ, and Jim Pyuyn ,(Frazer & Feldman)</p> <p>Absent were: RoseLinda Ricca and Michael Taylor</p>	
	M				<p><u>I - CALL TO ORDER</u> The meeting was held in the central office John Tulley called the meeting to order at 5:55 pm Seconded by, Josephine Bottitta 4 Yes, 0 No, Motion carried</p>	Call to order
S	Y	Y	Y	Y		
					<p><u>II -EXECUTIVE SESSION</u> Marguerite O'Connor motioned to retire into executive session at 5:56 pm. Seconded by, John Tulley 4 Yes, 0 No, Motion carried</p>	Executive Session
	S					
Y	Y	Y		Y		
					<p><u>III OPENING OF PUBLIC SESSION</u> Danielle Hopkins motioned to open the public session meeting at 6:53 pm Seconded by , John Tulley 4 Yes, 0 No Motion carried</p>	Opening of Public Session
			M			
Y	Y	Y		Y		
					<p><u>IV -NEW BUSINESS</u></p>	New Business
Y	Y	Y		Y	<p>RESOLUTION TO AWARD ENERGY PERFORMANCE CONTRACT</p> <p>WHEREAS, the Board of Education of the Malverne Union Free School District has selected Johnson Controls, Inc. ("JCI"), as the successful Energy Performance Contractor, following a Request For Proposals ("RFP") for the District-Wide Implementation of Energy Conservation Measures on a Performance Contracting Basis ("Project"); and</p> <p>WHEREAS, pursuant to the RFP, JCI conducted a comprehensive energy audit ("CEA") and has submitted a CEA Report setting forth its proposed energy efficiency measures and energy conservation plan; and</p> <p>WHEREAS, the Board of Education has determined, upon the recommendation of the Assistant Superintendent for District Operations and of BJLJ Engineers & Architects, P.C., that JCI's proposal and CEA Report best meet the RFP's specifications and the District's requirements for the Project; and</p> <p>WHEREAS, the Board of Education is the lead agency under the State Environment Quality Review Process for the purpose of required determinations with respect to the proposed Project; and</p> <p>WHEREAS, the aforesaid Project is a routine activity of the District, maintenance or repair involving no substantial change in the existing</p>	Approval Of Energy Performance Contract

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				<p>structure, and/or a replacement, rehabilitation or reconstruction of a structure, which will have no significant impact upon the environment; NOW, THEREFORE,</p> <p>BE IT RESOLVED, that the Board of Education, as lead agency for the action contemplated herein, after review of the proposed action and the applicable SEQRA Regulations, and after consultation with BJLJ Engineers & Architects, P.C., hereby determines that the aforementioned Project is a Type II Action which will have no significant impact upon the environment and which requires no additional action under SEQRA Regulations; and</p> <p>BE IT RESOLVED THAT, upon review of the CEA Report, the Board of Education hereby approves JCI's proposal and awards it an Energy Performance Contract, pursuant and subject to the requirements of section 9-103 of the New York Energy Law and section 155.20 of the Regulations of the Commissioner of Education; and</p> <p>BE IT FURTHER RESOLVED THAT, the Board hereby authorizes the Board President to execute said Energy Performance Contract on behalf of the Board of Education and to execute such additional documents required to be delivered in connection therewith, subject to and contingent upon the review and recommendation of the District's legal counsel as to their final form and content, and provided that said Energy Performance Contract shall not be executory until and unless both it and the CEA Report are approved by the Commissioner of Education.</p> <p><u>V. ADJOURNMENT</u></p> <p>M Marguerite O'Connor motioned to adjourn the meeting at 6:57 pm Seconded by Danielle Hopkins Y 4 Yes, 0 No motion carried</p> <p style="text-align: center;">Respectfully Submitted by  Lisa Ridley District Clerk</p>	
Y	Y	Y	S	Approval of Adjournment	