

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

MINUTES

December 13, 2016

John Tulley	Josephine Bottitta	Danielle Hopkins	Marguerite O'Connor	Jeanne D'Esposito	AGENDA ITEM:	ACTION TAKEN:
					<p><u>BOARD MEMBERS PRESENT</u> John Tulley, Josephine Bottitta, Marguerite O'Connor, Jeanne D'Esposito, Dr. James Hunderfund, Steven Gilhuley, Spiro Colaitis and Christopher Caputo</p> <p>Also present were, Daniel Belzan, Attorney Florence Frazer and Attorney Drew Blanton</p> <p>Absent were: Danielle Hopkins</p>	
	Y		M		<p><u>I - CALL TO ORDER REGULAR MEETING</u> The meeting was held in the MHS Faculty Room Marguerite O'Connor called the meeting to order at 6:37pm Seconded by, Jeanne D'Esposito Yes, 0 No, Motion carried</p> <p>John Tulley was absent from executive session</p>	Call to order
	Y		M	S	<p><u>EXECUTIVE SESSION</u> Marguerite O'Connor motioned to retire into executive session at 6:37pm Seconded by Jeanne D'Esposito 3 Yes, 0 No Motion carried</p>	Executive Session
			M	S	<p><u>ADJOURNMENT OF EXECUTIVE SESSION</u> Marguerite O'Connor motioned to adjourn the executive session at 8:01 pm Seconded by Josephine Bottitta 3 Yes, 0 No Motion carried</p>	Adjournment of executive session
Y	Y		S	Y	<p><u>II-OPENING OF PUBLIC SESSION</u> Josephine called the Regular meeting to order at 8:12 pm Seconded by, Marguerite O'Connor 4 Yes, 0 No, Motion carried</p>	Opening of Public Session
M			S	Y	<p><u>III -MINUTES</u> John Tulley motioned to approve the November 15, 2016 Regular Board Meeting Minutes and November 16, 2016 Bond Vote Minutes Seconded by, Josephine Bottitta 4 Yes, 0 No Motion carried</p>	Approval of November 15, 2016 Regular Board Meeting Minutes and November 16,2016 Bond Vote minutes
Y	S		Y	Y		
M	S				<p><u>IV -TREASURER'S REPORT</u> John Tulley motioned to approve the November 2016 Treasurer's Reports Seconded by Josephine Bottitta</p>	Approval of November 2016 Treasurer's Report

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Y	Y	Y	Y	<p>4 Yes, 0 No Motion carried</p> <p><u>V – RECEIPTS OF FINANCIAL REPORTS</u> John Tulley motioned to approve the November 2016 Receipts of Financial Reports Seconded by Marguerite O'Connor 4 Yes, No,0</p> <p>A. Claims Audit Reports: November 2016 B. Trial Balance Reports: November 2016 C. Revenue Status Reports: November 2016 D. Appropriation Status Reports: November 2016 E. Cash Flow Status Report: November 2016 F. Budget transfers under \$20,000 Report: November 2016</p> <p><u>VI – COMMUNICATIONS</u> None</p> <p><u>VII – SUPERINTENDENT'S REPORT/ANNOUNCEMENTS</u></p> <p>1. Tenure Recognition 2. NAFME all Eastern Honor Chon 3. Fall Scholar Athlete Teams a. Volleyball b. Soccer c. Tennis 4. All County/All Division/All Conference/All Classification Honors 5. Malverne High School Physical Education Awards- Nassau County</p> <p><u>IX PERSONNEL</u> Josephine Gritta motioned to accept the consent agenda Seconded by John Tulley 4 Yes, No 0- Motion Carried</p> <p>Marguerite O'Connor to approve the consent agenda Seconded by, John Tulley 4 Yes, Motion carried</p> <p><u>Terminations</u> None</p> <p><u>Resignations</u> <u>Teachers/Teacher Assistants</u> Kaitlin Fehn, Teacher Assistant/DA Effective Date 11/16/16</p> <p><u>Leaves of Absence</u> None</p> <p><u>Appointments</u> <u>Teachers/Teacher Assistants</u> Mitchell Malaga , Teacher Assistant/HTH Effective Date 12/19/16-12/18/20</p>	<p>Approval Receipts of Financial Reports November 2016</p> <p>Communications None</p> <p>Superintendent 's Report</p> <p>Approval of consent Agenda</p> <p>Terminations None</p> <p>Resignations</p> <p>Teachers/Teacher Assistants</p> <p>Leaves of Absence Appointments</p> <p>Teachers/Teacher Assistants</p>
M					
Y	Y	S Y	Y		
S Y	M Y	Y	Y		
S Y	Y	Y	Y		

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Civil Service

Amy Gardner, Monitor/HTH Effective Date 12/14/16
Co-Curricular Activities –MHS 2016/2017
 Michael Alvarez ,Media Club Effective Date 12/11/6

Homebound Tutoring 2016/2017

Colleen Hickey, Special Education, Effective Date 12/1/16

Malverne Teacher Center 2016/2017-Teacher Grant

Barbara Kimball, Teacher Effective Date 12/11/6

Interscholastic –Rescission of Coach 2016/2017

Luis Acosta, Lacrosse-Varsity Assistant Coach –Boys

Interscholastic-2016/2017

Luis Acosta, Lacrosse-Varsity Head Coach –Boys
 Effective Date 12/1/16

Andrew Biscardi, Lacrosse –Varsity Assistant Coach –Boys
 Effective Date 12/1/16

X- OLD BUSINESS

None

XI NEW BUSINESS

A. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District accepts the Donation of \$500.00 from New York Life Foundation.

B. WHEREAS, the New York State Legislature amended the New York State Real Property Tax law (“RPTL”) to authorize school districts to provide a real property tax exemption from school district taxation for Cold War veterans under RPTL§458-b; and

WHEREAS, the state legislation was intended to provide Cold War veterans with real property tax exemptions similar to tax exemptions given to other war time veterans; and

WHEREAS, the Board of Education of the Malverne Union Free School District (“Board of Education”) desires by this resolution to extend similar real property tax exemptions to Cold War veterans who are eligible and qualified property owners pursuant to RPTL§458-b; and

WHEREAS, a public hearing was held on November 15, 2016 in Malverne, New York; **now, therefore**

BE IT RESOLVED, as follows:

The Board of Education hereby adopts the definitions of “qualified owner,” “qualified residential real property” and “Cold War veteran” as provided in the RPTL§458-b (1); and

I. Eligible recipients shall be entitled to the exemption provided under RPTL§458-b(2)(a) to a maximum of ten percent of the assessed value of such property; provided however, that such exemption shall not exceed four thousand dollars or the product of four thousand dollars multiplied by the latest state equalization rate

Civil Service

Co-Curricular Activities
MHS 2016/2017

Homebound Tutoring
2016/2017

Malverne Teacher
Center

Interscholastic –
Rescission of Coach

Interscholastic

Old Business

New Business

Approval of
Donation

Approval of
Property exemption
From school district
Taxation for
Cold war veterans

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of the assessing unit, or, in the case of a special assessing unit, the latest class ratio, whichever is less; and

II Eligible recipients shall be entitled to the exemption provided under RPTL§458-b(2)(b) to the extent of the product of the assessed value of such property, multiplied by fifty percent of the Cold War veteran disability rating; provided, however, that such exemption shall not exceed twenty thousand dollars, or the product of twenty thousand dollars multiplied by the latest state equalization rate for the assessing unit, or, in the case of a special assessing unit, the latest class ratio, whichever is less; and

III Tenant-stockholders of eligible cooperative corporations, shall be eligible to receive such exemptions as provided in RPTL§458-b(7), and

IV If a Cold War veteran receives an exemption under section 458 or 458-a of the New York State Real Property Tax Law, the Cold War veteran shall not be eligible to receive the exemption provided by this resolution; and

V. The exemption provided under paragraph II of this resolution shall be granted for a period of ten (10) years, the commencement, measurement and expiration of which shall be governed pursuant to RPTL§458-b(2)(c)(iii).

VI Application for the exemption shall be made by the owner, or all of the owners, of the qualified residential real property on a form prescribed by the state.

VII. This resolution may be repealed by the Board of Education. Any such repeal shall occur at least ninety (90) days prior to the taxable status date of the County of Nassau.

C. BE IT HEREBY RESOLVED, that the Board of Education of the Malverne Union Free School District authorizes and approves the following pay rates for Chief Election Inspectors, Assistant Chief Election Inspectors and election workers in connection with annual or special school district meetings and elections:

The hourly rate for the Chief Election Inspector shall be \$20.00 per hour.

ii. The hourly rate for the Assistant Chief Election Inspector shall be \$16.00 per hour.

iii. The full day rate (total of 14 hours) for each appointed election worker shall be as follows:

- a. Effective December 31, 2016: \$150.00
- b. Effective December 31, 2017: \$155.00
- c. Effective December 31, 2018: \$170.00
- d. Effective December 31, 2019: \$182.00
- e. Effective December 31, 2020: \$196.00
- f. Effective December 31, 2021: \$210.00

4. The hourly rate for each appointed election worker shall be as follows:

- a. Effective December 31, 2016: \$10.00 per hour
- b. Effective December 31, 2017: \$11.00 per hour

**Approval of
pay rates for Chief
Election Inspectors,
Assistant Chief
Election Inspectors
and election workers
in connection with
annual or special
school district
meetings and
elections:**

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- c. Effective December 31, 2018: \$12.00 per hour
- d. Effective December 31, 2019: \$13.00 per hour
- e. Effective December 31, 2020: \$14.00 per hour
- f. Effective December 31, 2021: \$15.00 per hour

D. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract renewal with **Brown & Brown of New York, Inc. d.b.a. Fitzharris & Co., Inc., for Group Life Services**, for the 2016-2017 school year.

Approval of contract renewal with **Brown & Brown of New York, Inc. d.b.a. Fitzharris & Co., Inc.**,

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

E. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District agrees to add the **Half Hollow Hills School District to the Carpet & Tile Installation Contract and the Theatrical Sound, Lighting & Stage Rigging (Repair & Replacement) contract as part of the Nassau County Consortium** for the 2016-2017 school year.

Approval to add the **Half Hollow Hills School District to the Carpet & Tile Installation Contract and the Theatrical Sound, Lighting & Stage Rigging (Repair & Replacement) contract as part of the Nassau County Consortium**

F. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract with **Mill Neck Interpreter Service**, for the 2016-2017 school year.

Approval of contract with **Mill Neck Interpreter Service**

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

G. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the **Payable Health & Welfare Contract** with the following district:

Approval of **Payable Health & Welfare Contract** with the following district:
Hempstead UFSD

Hempstead UFSD

BE IT FURTHER RESOLVED that the Board authorizes the Board President to execute said contract.

H. **BOND RESOLUTION OF THE MALVERNE UNION FREE SCHOOL DISTRICT, NEW YORK, ADOPTED DECEMBER 13, 2016, AUTHORIZING THE CONSTRUCTION OF AN ADDITION, ALTERATIONS AND IMPROVEMENTS AT THE MALVERNE SENIOR HIGH SCHOOL; DISTRICT-WIDE CAFETERIA AIR CONDITIONING, AND OTHER UPGRADES AND IMPROVEMENTS; STATING THE ESTIMATED TOTAL COST THEREOF IS NOT TO EXCEED \$19,767,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$19,767,000 SERIAL BONDS OF SAID DISTRICT TO FINANCE SAID APPROPRIATION**

Approval of **Bond Resolution**

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WHEREAS, at the Special District Meeting duly called and held on November 16, 2016, in the Malverne Union Free School District, in the County of Nassau, New York (the "District"), a majority of the qualified voters present and voting approved a Bond Proposition authorizing the construction of a facilities improvement project at the estimated total cost of not to exceed \$19,767,000; and further authorized the Board of Education to levy and collect a tax to be collected in annual installments to pay the principal of and interest on the not to exceed \$19,767,000 serial bonds authorized to be issued;

Now, therefore,

THE BOARD OF EDUCATION OF THE MALVERNE UNION FREE SCHOOL DISTRICT, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Education) AS FOLLOWS:

Section 1. The Malverne Union Free School District, in the County of Nassau, New York, is hereby authorized to undertake a facilities improvement project substantially as described in a plan prepared with the assistance of H2M architects + engineers; including construction of a new fine arts music and theatre wing; space reconfiguration to create new STEM labs and guidance suite; and baseball field, cafeteria air conditioning and electrical system improvements at the Malverne Senior High School; cafeteria air conditioning, and cafeteria and electrical system upgrades at the Howard T. Herber Middle School; cafeteria air conditioning and music and art upgrades at the Davison Avenue Intermediate School; and cafeteria air conditioning and ventilation improvements at the Maurice W. Downing Primary School; all of the foregoing include all original furnishings, equipment, machinery, apparatus and ancillary or related site, demolition and other work required in connection therewith. The estimated total cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is not to exceed \$19,767,000 and that amount is hereby appropriated therefor. The plan of financing includes the issuance of not to exceed \$19,767,000 serial bonds of the District, and the levy and collection of taxes on all the taxable real property in the District to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the District in the amount of \$19,767,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the purpose for which serial bonds are authorized to be issued pursuant to this resolution, within the limitations of Section 11.00 a. 97 of the Law, is thirty (30) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the District for expenditures made for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is

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made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the District, payable as to both principal and interest by general tax upon all the taxable real property within the District without limitation of rate or amount. The faith and credit of the District are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the District by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Board of Education relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of all bonds herein and heretofore authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the President of the Board of Education, the chief fiscal officer of the District.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the District is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the District Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by §81.00 of the Law, in the "*Malverne/Lynbrook Herald*," an official newspaper of the District, having general circulation within the District

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I. BE IT HEREBY RESOLVED that the Board of Education shall approve the following transfer of funds for the 2016/2017 school year recommended by the Superintendent of Schools

Approval of Transfer
2016/2017

Account Code	Account Description	Out	In
A2110.150.00	Salaries - Elementary Teachers		135,000
A2110.150.15	Salaries - Science Teachers		90,000
A2110.150.16	Salaries - Social Studies Teachers		85,000
A2110.150.17	Salaries - Art Teachers		27,500
A2110.150.20	Salaries - Music Teachers		25,000
A2332.490.00	BOCES - Summer Programs		92,000
A1620.406.00	Repairs		100,000
A5540.401.00	Special Classes		120,000
A5581.490.00	Vocational Ed Students	60,000	
A5581.492.00	Handicapped - BOCES	60,000	
A2110.150.01	Salaries - Reading Teachers	47,500	
A2110.150.30	MTA Lane Movements	200,000	
A2110.150.00	Salaries - Social Workers	40,000	
A2110.140.00	Salaries - Leave Replacement	35,000	
A2110.150.18	Salaries - Phys Ed Teachers	20,000	
A2110.150.00	Salaries - Instructional	20,000	
A2110.490.00	BOCES Services	192,000	

J. BE IT HEREBY RESOLVED that the appeal by the family of the student named in confidential attachment regarding student residency be denied.

Student Residency Denial

K. BE IT HEREBY RESOLVED that the appeal by the family of the student named in confidential attachment regarding student residency be denied.

Student Residency Denial

XII. POLICY
1ST Reading of revised policy# 7551-Sexual Harassment of Students

Policy #7551
1st Reading

Y M
Y Y
S Y Y

Y M
Y Y
S Y Y

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XIII. CURRICULUM MATTERS / STUDENTS SERVICES

**Approval of
Curriculum
matters
Students Services**

BE IT HEREBY RESOLVED that the Board of Education approves the recommendations at the December 13, 2016 Board of Education meeting made by the Committee on Special Education for meetings held on 11/10/2016, 11/14/2016, 11/15/2016, 11/17/2016, 11/18/2016, 11/23/2016 and 12/01/2016.

BE IT FURTHER RESOLVED that the Board of Education approves the recommendations made by the Subcommittee on Special Education for meetings held on 10/14/2016, 10/20/2016, 11/04/2016, 11/18/2016, and 11/21/2016 and recommendations made by the Committee on Preschool Education for meetings held on 11/04/2016, 11/07/2016, 11/18/2016, 11/21/2016 and 11/28/2016.

XIV. GENERAL DISCUSSION

**General
Discussion**

XV. PUBLIC DISCUSSION

**Public
Participation**

1. A resident of the district thanked the Board of Education for approving the Property exemption from school district Taxation for Cold war veterans.

A resident of the district was concerned regents' exam grades not included in the GPA in the future.

XVI. AJOURNMENT

**Approval of
Adjournment**

John Tulley motioned to adjourn the meeting at 8:45 pm
Seconded by, Marguerite O'Connor
4 Yes, 0 No motion carried

Respectfully Submitted by

Lisa Ridley

District Clerk

M

Y Y

S

Y

Y