

**REVISED ON APRIL 17<sup>TH</sup>**  
**MALVERNE UNION FREE SCHOOL DISTRICT**  
**Regular Board of Education Meeting and Budget Adoption**  
**Tuesday April 18, 2017**  
**8:00 P.M.**

**BOARD MEMBERS**

John Tulley, President  
Josephine Bottitta, 1st Vice President  
Danielle Hopkins, 2<sup>nd</sup> Vice President  
Marguerite O'Connor, Trustee  
Jeanne D'Esposito, Trustee

**ADMINISTRATION**

Dr. James H. Hunderfund, Superintendent  
Steven Gilhuley, Assistant Superintendent of  
Curriculum and Instruction  
Dr. Spiro Colaitis, Assistant Superintendent of  
District Operations  
Christopher Caputo, Business Administrator

**BOARD OFFICER**

Lisa Ridley, District Clerk  
Daniel Balzan, Treasurer

**BOARD COUNSEL**

Frazer & Feldman, LLP

**AGENDA**

**I. CALL TO ORDER**

**II. EXECUTIVE SESSION**

**III. PLEDGE OF ALLEGIANCE**

**IV. MINUTES**

Approval of March 21, 2017 Regular Board of Education Meeting Minutes

**V. TREASURER'S REPORT**

Approval of March 2017 Treasurer's Report

**VI. RECEIPTS OF FINANCIAL REPORTS**

- A. Claims Audit Reports: March 2017
- B. Trial Balance Reports March 2017
- C. Revenue Status Reports: March 2017
- D. Appropriation Status Reports: March 2017
- E. Cash Flow Status Report: March 2017
- F. . Budget transfers under \$20,000 Report: March 2017

**VII. COMMUNICATIONS**

**VIII. SUPERINTENDENT'S REPORT/ ANNOUNCEMENT**

1. MHS – Valedictorian / Salutatorian 2017
2. MHS –Schools That Succeed Award
3. HTH - Middle School- Better Outcomes
4. Davison Avenue Intermediate School-Better Outcomes
5. Budget Presentation - 2017-2018

**IX. PERSONNEL**

- A. Terminations  
None
- B. Resignations
  1. Teachers/Teacher Assistants(2)
  2. Civil Service (1)
- C. Leaves of Absence  
None
- D. Appointments
  1. Civil Service (1)
  2. Interscholastic 2016/2017 (1)
  3. Co-Curricular Activities –MHS 2016/2017 (1)
  4. Co-Curricular Activities –Rescission of Class Advisor –HTH (1)
  5. Co-Curricular –HTH (1)
  6. Malverne Teacher Center -2016/2017 –Teacher Grant (7)
- E. Supplemental
  1. Appoint the following personnel for after School Instruction for the 2016-2017 school year (1)
  2. Appoint the following personnel for supervision for the 2016-2017 school year (1)

**XI. NEW BUSINESS**

- A. BE IT HEREBY RESOLVED that the Board of Education approves and adopts the **2017/2018** school budget in the amount of **\$55,503,162.**
- B. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the **Payable Health & Welfare Contract** for the **2016-2017** school year with the following district:

**Baldwin School District  
East Rockaway UFSD  
North Merrick UFSD  
Westbury UFSD  
West Hempstead School District**

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

- C. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the resolution with the **Nassau Board of Cooperative Educational Services, BOCES, for Pupil Transportation Services for the 2017-2018 school year:**

WHEREAS, a number of public school districts in Nassau County wish to jointly solicit proposals, together with the Nassau Board of Cooperative Educational Services (“BOCES”) for pupil transportation services for the 2017-18 school year (and any renewal period) in accordance with the applicable provisions of General Municipal Law;

WHEREAS, the public school districts and the BOCES have agreed to form a Cooperative (the “Cooperative”) for this purpose;

WHEREAS, the **Malverne Union Free School District** is desirous of participating in the Cooperative for joint solicitation of proposals for pupil transportation services as authorized by General Municipal Law, Section 119-0 in accordance with the terms and conditions of the Inter-Municipal Cooperative Transportation Agreement attached hereto;

NOW THEREFORE BE IT RESOLVED, that the Board of Education authorizes the School District to participate in the Cooperative; and

BE IT FURTHER RESOLVED, that the Board of Education hereby approves the Inter-Municipal Cooperative Transportation Agreement (Recitals) attached hereto and authorizes the Board President to execute the Agreement on behalf of the Board of Education.

- D. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract with **Noreen Kelly for training services, for the 2017-2018 school year.****

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 approves the contract with **Hopkins Audiometer, LLC to calibrate our Audiometers in the district, for the 2017-2018 school year.****

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

- F. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract renewal with **Nassau BOCES for Copy Machines, for the 2017-2018 school year.****

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 contract with **Ellen Eckes to provide services as the 19A Coordinator, for the 2017-2018 school year.****

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

- H. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract with **Tel/Logic, Textbook Central, for Centralized Non-Public School Textbook Distribution, for the 2017-2018 school year.****

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

- I. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract Extension and Amendment with **Seneca Consulting Group, Inc., for implementation of and compliance with the Affordable Care Act, for the 2017-2018 school year.**

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

- J. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract renewal with **G. Scott Designs, Inc., to provide Theatrical Sound, Lighting & Stage Rigging (Repair & Replacement), for the 2017-2018 school year.**

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

- K. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract renewal with Parsons Commercial LLC, to **provide Carpet & Tile Installation, for the 2017-2018 school year.**

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

- L. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the contract with **Glenda Sol Koeraus for a Trio Flamenco Performance, for the 2016-2017 school year.**

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

- M. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District accepts the **Proposal for work at Howard T. Herber from HVAC, Inc., Deer Park, NY in the amount of \$1,218,500.00**

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

**N. BOARD RESOLUTION TO AMEND PROPOSITION NO. 2**

RESOLVED: That the Board of Education of the Malverne Union Free School District (“District”) be hereby authorized to appropriate and expend from the District’s Capital Reserve Fund II, heretofore established by the voters of the District on May 20, 2014, an amount not to exceed Two Million Five Hundred Thousand Dollars (\$2,500,000.00) to undertake and perform the following school building improvements, renovations and/or alterations to commence during the 2017-18 school year (“Project”), substantially as described in a memorandum report prepared by the District’s architects (“Report”), on file and available for public inspection in the office of the District Clerk, all at no additional cost to District taxpayers: replacement of gym windows phase III, resurfacing of the track, gym bleachers replacement, and exercise room at the Malverne High School ,Auditorium A/C (phase II), Electrical Upgrade, Gym Bleachers, at the Howard T. Herber Middle School ,windows (phase III), masonry repairs (phase III) and bathrooms at the Davison Avenue Intermediate School, bathrooms at the Maurice W. Downing Primary School, and district-wide site improvements and maintenance van thereof, including (as and where necessary) furnishings, equipment, machinery, demolition and other work required in connection therewith or incidental thereto; provided that the costs of the components of The Project as set forth in the Report may be reallocated among such components if the Board of Education shall determine that such reallocation is in the best interests of the District and no material change shall be made in the scope of the Project

**O. BOARD RESOLUTION TO AUTHORIZE PROPOSITION TO ACQUIRE PROPERTY**

WHEREAS, the Board of Education of the Malverne Union Free School District (“Board”) has determined that it is in the best interest of the District to acquire certain real property adjacent to the Davison Avenue Elementary School to expand the existing athletic field; and

WHEREAS, the Board desires that a proposition be presented to the voters of the School District authorizing the expenditure of available funds from the General Fund’s unassigned fund balance for that purpose;

NOW, THEREFORE, BE IT RESOLVED, that the Board establishes itself as lead agency for the purposes of SEQR determinations

regarding the proposed acquisition of, and making site improvements to, real property; and be it further

RESOLVED, that, upon the review and recommendation of the District's Architect, the proposed acquisition of, and making site improvements to, real property is hereby determined to be a Type II action, as defined by 6 NYCRR §617.5[c], which will have no significant impact on the environment, and which does not require any other determination or procedure under SEQRA; and, therefore, be it further

RESOLVED, that the Board hereby authorizes and directs that a proposition in substantially the form set forth below shall be placed before the voters of the Malverne Union Free School District at the Annual Budget Vote and Election to be held between the hours of 7 a.m. and 9 p.m. on May 16, 2017, at the several polling places heretofore established within the District; and that the District Clerk be hereby authorized and directed to give notice of such proposition to be voted at said Special District Meeting by publishing a notice thereof, four times within the seven (7) weeks next preceding the district election, and to have the necessary ballot labels printed for said vote in the form corresponding as nearly as may be with the requirements of the Education Law and the provisions of the voting machine rules of this school district:

**PROPOSITION NO.3 (PURCHASE OF REAL PROPERTY):**

RESOLVED, that the Board of Education of the Malverne Union Free School District ("Board") be authorized to purchase and acquire the real property known as 4 Central Avenue, Lynbrook, New York, otherwise known on the Nassau County Land and Tax Map as Section 38, Block 040, Lot 18, which real property is contiguous to the Davison Avenue Elementary School campus (and to make site improvements necessary to add the premises to the existing athletic field) subject to the terms and conditions contained in an Agreement between the Board and the Seller(s) of said real property and the execution thereof, at a cost, including acquisition and site improvements, not to exceed Five Hundred Thousand dollars (\$500,000.00); and be it further RESOLVED, that the Board be authorized to expend an amount not to exceed \$500,000 from the District General Fund's unassigned fund balance for said purchase and acquisition.

- P. This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act - SEQRA) of the Environmental Conservation Law.

The Board of Education of the Malverne Union Free School District, as lead agency, has determined that the proposed project known as "Purchase, Demolition and Parking Lot Construction at 4 Central Avenue" will not have a significant environmental impact and a Draft Impact Statement will not be prepared. The overall proposed action is classified as an Unlisted action under SEQRA.

The action involves the purchase, demolition and parking lot construction of the 4,700 square feet parcel at 4 Central Avenue in Lynbrook, NY 11563. The potential environmental impacts of the proposed action were reviewed in a Short Environmental Assessment Form, consistent with the provisions of the SEQRA. None of the proposed project activities would have the potential to result in significant adverse environmental impacts. All demolition work on site would be conducted in accordance with applicable rules and regulations ensuring no potential significant adverse impacts. After the purchase and demolition, a parking lot with landscaped areas and stormwater retention facilities would be constructed and used in association with the existing school located on this block. This small additional lot would not impact traffic conditions in the surrounding environs nor would new stormwater runoff be discharged to offsite facilities.

The School District has considered the potential impacts to the environment resulting from the proposed purchase, demolition and parking lot construction at this site and determined that they are not expected to result in any significant environmental impacts.

As a result, this negative declaration is issued and no further action under SEQRA is required.

- Q. BE IT HEREBY RESOLVED that the Board of Education of the Malverne Union Free School District approves the **Property Tax Report Card for the 2017/2018** year based on the following information.



	Budgeted 2016-17 (A)	Proposed Budget 2017-18 (B)	Percent Change (C)
<b>Total Budgeted Amount, not Including Separate Propositions</b>	\$54,527,002	\$55,503,162	1.79%
A. Proposed Tax Levy to Support the Total Budgeted Amount <sup>1</sup>	\$41,369,468	\$41,913,176	
B. Tax Levy to Support Library Debt, if Applicable	\$0	\$0	
C. Tax Levy for Non-Excludable Propositions, if Applicable <sup>2</sup>	\$0	\$0	
D. Total Tax Cap Reserve Amount Used to Reduce Current Year Levy, if Applicable	\$0	\$0	
<b>E. Total Proposed School Year Tax Levy (A + B + C - D)</b>	\$41,369,468	\$41,913,176	1.31%
F. Permissible Exclusions to the School Tax Levy Limit	\$604,318	\$571,875	
G. School Tax Levy Limit, <u>Excluding</u> Levy for Permissible Exclusions <sup>3</sup>	\$40,765,150	\$41,353,306	
H. Total Proposed School Year Tax Levy, <u>Excluding</u> Levy to Support Library Debt and/or Permissible Exclusions (E - B - F + D)	\$40,765,150	\$41,341,301	
I. Difference: (G - H); (negative value requires 60.0% voter approval) <sup>2</sup>	\$0	\$12,005	
Public School Enrollment	1,720	1,698	-1.28%
Consumer Price Index			1.26%

<sup>1</sup> Include any prior year reserve for excess tax levy, including interest.

<sup>2</sup> Tax levy associated with educational or transportation services propositions are not eligible for exclusion under the School Tax Levy Limit and may affect voter approval requirements.

<sup>3</sup> For 2017-18, includes any carryover from 2016-17 and excludes any tax levy for library debt or prior year reserve for excess tax levy, including interest.

	Actual 2016-17 (D)	Estimated 2017-18 (E)
Adjusted Restricted Fund Balance	\$9,103,520	\$6,863,070
Assigned Appropriated Fund Balance	\$1,148,205	\$435,000
Adjusted Unrestricted Fund Balance	\$2,181,080	\$2,220,126
Adjusted Unrestricted Fund Balance as a Percent of the Total Budget	4.00%	4.00%

- R.** BE IT HEREBY RESOLVED that the Board of Education shall approve the following transfer of funds for the 2016-2017 school year as recommended by the Superintendent.

<b>Account Code</b>	<b>Account Description</b>	<b>Out</b>	<b>In</b>
A1420.400.00	Legal Fees	30,000	
A9020.800.00	Teachers Retirement	70,000	
A1620.406.00	Repairs		100,000

**XII. POLICIES**

**XIII. CURRICULUM MATTERS / STUDENTS SERVICES**

BE IT HEREBY RESOLVED that the Board of Education approves the recommendations at the April 18, 2017 Board of Education meeting made by the Committee on Special Education for meetings held on 12/13/2016,2/14/2017,2/28/2017,3/01/2017,3/02/2017,3/06/2017, 3/08/2017,3/13/2017,3/20/2017,3/21/2017 and 3/24/2017and

BE IT FURTHER RESOLVED that the Board of Education approves the recommendations made by the Subcommittee on Special Education for meetings held on 1/31/2017,2/13/2017,2/15/2017,2/16/2017,3/01/2017, 3/02/2017 and 3/27/2017 and by the Committee on Preschool Education for the meetings held on 3/16/2017,3/21/2017,3/22/2017,3/23,2017 and 3/24/2017.

**XIV. GENERAL DISCUSSION**

**XV. PUBLIC PARTICIPATION**

## **XVI. DATES TO REMEMBER**

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|----------|--|
| April 20 | BOCES Budget Vote<br><br>Voter Registration 8:30am -11:30pm<br>MHS-Lobby and<br>11:30am -3:30pm Administration Building  |
| April 26 | MHS –Spring Concert @8:00pm<br>HTH Auditorium  |
| May 6    | Voter Registration 9:00a.m.-12:00noon<br>Administration Building   |
| May 9    | Board Of Education Meeting &<br>Budget Hearing 8:00 pm @ MHS Library   |
| May 10   | HTH Spring Concert @ 7:00  |
| May 16   | District Budget Vote and Board Election<br>7am – 9pm @ HTH Gymnasium<br><br>Celebration of the Arts<br>Concert @ 6:00pm - HTH Auditorium<br>Art Show @ 7:00pm -9:00pm<br>MHS Gymnasium |
| May 25   | Davison Avenue – Spring Concert<br>7:00pm @ HTH Auditorium   |
| May 29   | Memorial Day-Schools Closed  |
| May 30   | Special Meeting@ 7:00pm – MHS Library<br>Open Public Discussion<br>Re: Proposal to name the Athletic Complex in<br>Mr. Britt’s memory  |

## **XVII. ADJOURNMENT**