

Regular meeting of the Board of Education of Valley Stream Union Free School District Thirteen held in the Auditorium of the Wheeler Avenue School on Tuesday, December 18, 2012.

<u>BOARD MEMBERS PRESENT</u>	<u>BOARD MEMBERS ABSENT</u>	<u>OTHERS PRESENT</u>
Trustee Chiachiere	Trustee DiSibio	Superintendent Robb-Fund
Trustee Evans	Trustee Douglas	Asst. Supt. for Business Brosnan
Trustee Gartner		Asst. Supt. for Special Services Sells-Asch
Trustee Greco Jacobs		Coordinator of Curric. & Assessment Schozer
Trustee Stris		School District Attorney Perna
		Principal Capozzoli
		Principal Gruen
		Principal Huplosky
		Principal Steele
		District Clerk Michels
		Approximately 6 Visitors

Convening

The meeting was convened at 7:15 p.m. by President Greco Jacobs.

CONVENING

Quorum

Five members being present, a quorum was determined.

QUORUM

Executive Session

An Executive Session was held immediately to discuss legal issues and the employment history of a particular person on a motion made by Trustee Chiachiere, seconded by Trustee Gartner and carried unanimously. The Superintendent, Assistant Superintendents, and the attorney were invited to attend.

EXECUTIVE SESSION

Reconvening

The meeting was reconvened at 8:15 p.m. by President Greco Jacobs.

RECONVENING

Pledge of Allegiance

At the conclusion of the Pledge of Allegiance, there was a moment of silence in memory of the Sandy Hook Elementary School victims.

Welcome

Quorum

Five members being present, a quorum was determined.

QUORUM

Approval of the Minutes

To approve the Minutes of the November 27, 2012 meeting.

MINUTES OF 11/27/12
MEETING APPROVED

Moved by Trustee Gartner, seconded by Trustee Evans and carried unanimously.

Correspondence

The following correspondence was received:

- Frazer & Feldman sent a memo regarding Transportation Services for Homeless Students Attending Non-public Schools.
- Guercio & Guercio sent a memo regarding Interest Rate on Tax Certiorari Judgments.

CORRESPONDENCE

Report of the Superintendent of Schools
Dr. Adrienne Robb-Fund

Superintendent Robb-Fund reported that the holiday concerts were held at Dever and Willow; and the Wheeler and Howell schools will hold their concerts on Thursday evening. The students performed at the Malverne and Valley Stream tree lighting ceremonies, the Franklin Square Senior Center, and Franklin General Hospital. The student councils' held a book drive for the classroom libraries in Long Beach, Island Park, East Rockaway, and Oceanside. The superintendents at each of the districts called to express their gratitude. The events in Newtown, CT have saddened all of us, and it provided us an opportunity to review our district and building safety plans. The Nassau County Police Department and the Malverne Police Department have increased their patrols of all schools in our area, and Police Officers visited the principal at each building. Our District SAVE Committee meets regularly to review and update our District Safety Plan. Superintendent Robb-Fund extended her wishes for a happy, healthy holiday season.

Resignation of a Noon Hour Aide

To accept the resignation of Randi Carcione as a Noon Hour Aide assigned to Willow Road School effective December 18, 2012.

R. CARCIONE RESIGNED AS A
NOON HOUR AIDE

Moved by Trustee Stris, seconded by Trustee Gartner and carried unanimously.

Employment of a Classroom Aide

To employ Randi Carcione as a Classroom Aide assigned to Willow Road School on Step 1 (\$16,498) effective December 19, 2012, and unless sooner terminated.

R. CARCIONE EMPLOYED AS A
CLASSROOM AIDE

Moved by Trustee Evans, seconded by Trustee Gartner and carried unanimously.

Resignation of a Classroom Aide

To accept the resignation of Barbara Kerner, Classroom Aide assigned to Willow Road School effective January 4, 2013.

B. KERNER RESIGNED AS A CLASSROOM AIDE

Moved by Trustee Stris, seconded by Trustee Evans and carried unanimously.

Substitute Classroom/Noon Hour Aide

To add Dulfay Quintero as a substitute Classroom/Noon Hour Aide.

D. QUINTERO ADDED AS A CRA/NHA SUBSTITUTE

Moved by Trustee Stris, seconded by Trustee Evans and carried unanimously.

Committee Reports

EDUCATION [F. Chiachiere, S. Douglas]

Education Report

Superintendent Robb-Fund gave an update on the APPR:

- Teachers are rated for observations – 60%, state and local assessments – 20%, and student growth based upon the NWEA – 20%
- Non-tenured teachers receive 4 observations – 2 formal and 2 informal, and tenured teachers receive 2 observations – 1 formal and 1 informal
- Principals are observed by the superintendent, twice for tenured principals and four times for non-tenured principals.

The goal of the APPR is to improve instruction.

1st Year Child Care Leave of Absence

To approve a 1st Year Child Care Leave of Absence for Janet Hoffner, Music Teacher assigned to Willow Road School effective December 7, 2012 through June 30, 2013.

J. HOFFNER 1ST YEAR CCL APPROVED

Moved by Trustee Chiachiere, seconded by Trustee Stris and carried unanimously.

Replacement Reading Teacher

To employ Allison Douglas as a Replacement Reading Teacher assigned to Wheeler Avenue School on Step 1 MA (\$66,258) in accordance with the Board/VSTA Contract effective December 7, 2012 through June 30, 2013, and unless sooner terminated.

A. DOUGLAS EMPLOYED AS A REPLACEMENT READING TEACHER

Moved by Trustee Chiachiere, seconded by Trustee Stris and carried unanimously.

Replacement Music Teacher

To employ Kristan Lotito as a Replacement Music Teacher assigned to Willow Road School on Step 1 BA (\$56,972) in accordance with the Board/VSTA Contract effective December 7, 2012 through June 30, 2013, and unless sooner terminated.

K. LOTITO EMPLOYED AS A REPLACEMENT MUSIC TEACHER

Moved by Trustee Chiachiere, seconded by Trustee Stris and carried unanimously.

Substitute Teacher List

To approve the updated Substitute Teacher List for the 2012-2013 school year.

SUBSTITUTE TEACHER LIST UPDATED AND APPROVED

Moved by Trustee Chiachiere, seconded by Trustee Evans and carried unanimously.

Resignation of an Art Teacher

To accept the resignation of Michelle Daddino, Art Teacher assigned to Willow Road School, effective January 1, 2013.

M. DADDINO RESIGNED AS THE ART TEACHER AT WRS

Moved by Trustee Chiachiere, seconded by Trustee Stris and carried unanimously.

BUSINESS COMMITTEE [J. Gartner, J. DiSibio]

Treasurer's Report

To accept the Treasurer's Report for the period ending November 30, 2012.

TREASURER'S REPORT ACCEPTED

Moved by Trustee Gartner, seconded by Trustee Stris and carried unanimously.

State Environment Quality Review NEGATIVE DECLARATION, Notice of Non-Significance

WHEREAS, the Board of Education of the Valley Stream Union Free School District Thirteen is the lead agency under the State Environmental Quality Review Process for the purpose of required determinations respecting the proposed Capital Improvement Project as follows:

SEQR – WAS BLACKTOP

- a. Wheeler Avenue School
 Parking Lot Blacktop Replacement SED # 28-02-13-02-0-003-020
 Roof Reconstruction
 Auditorium Window Replacement

WHEREAS, in 1995, amendments were made to the SEQRA Regulation (Part 617) to classify projects, which will be excluded from the requirements for the preparation of an Environmental Impact Statement (Type II Actions). The project mentioned above is now classified as Type II Actions as determined by NYCRR Section 617.5 and

WHEREAS, these projects fall under the following categories:

- A. Routine Maintenance and Repair 6NYCRR Section 617.5 (c) (1): Maintenance or repair involving no substantial change in an existing facility.
- B. Replace or Rehabilitation 6NYCRR Section 617.5 (c) (2): Replacement or Rehabilitation or Reconstruction of a structure of facility, in kind, on the same site, unless the work excess a threshold for a Type I action in 6NYCRR Section 617.4.
- C. 6NYCRR Section 617.5 (c) (8); Routine activities of educational institutions, including expansion of existing facilities by less than 10,000 square feet of gross floor area and school closings, but not changes in use related to such closings.

THEREFORE, as the lead agency for the SEQRA determination, the above referenced projects fall under Categories “A” or “B” above. The procedure for Type II Actions, with regard to the SEQRA Process for Capital Projects noted above is “No Additional Action under 6NYCRR Section 617.5 (a)”.

Moved by Trustee Gartner, seconded by Trustee Stris and carried unanimously.

Budget Transfer

To approve the following transfer effective December 19, 2012:

BUDGET TRANSFER FOR
 TRANSPORTATION

<i>From:</i>	
A5540.403.01 Contract Buses – Other Non-Public	\$20,000
<i>To:</i>	
A5540.405.01 Contract Buses – BOCES	\$20,000

Moved by Trustee Gartner, seconded by Trustee Evans and carried unanimously.

Emergency Capital Project Bid Recommendation

To award the following emergency capital project to:

EMERGENCY CAPITAL
 PROJECT AWARDED

Emergency Masonry Repair at James A. Dever School
 SED # 280213-02-0-001-029

Contractor: Irwin Contracting of Hauppauge, NY
 Amount: \$48,760

Moved by Trustee Gartner, seconded by Trustee Evans and carried unanimously.

POLICY COMMITTEE [W. Stris, D. Evans]

Policies for 2nd Reading & Adoption

To adopt the following policies:

9120.1	Conflict of Interest
2350	Board Meeting Procedures

POLICIES FOR 2ND READING
 AND ADOPTION

Moved by Trustee Stris, seconded by Trustee Gartner and carried unanimously.

COMMITTEE OF THE WHOLE [Vice President S. Douglas]

Committee on Special Education Reviews

To ratify and adopt the Committee on Special Education Reviews dated 11/26, 11/28, 12/5, and 12/10/12.

CSE REVIEWS ADOPTED

Moved by Trustee Evans, seconded by Trustee Stris and carried unanimously.

Committee on Pre-school Special Education Reviews

To ratify and adopt the Committee on Pre-school Education Reviews dated 11/20 and 12/5/12.

CPSE REVIEWS ADOPTED

Moved by Trustee Evans, seconded by Trustee Stris and carried unanimously.

Conference Approval

NSBA CONFERENCE APPROVED

To approve the National School Boards Association Conference on April 13-15, 2013 in San Diego, CA, to be attended by member(s) of the Board of Education, in accordance with Policy and Regulations #2521, with all necessary and reasonable expenses paid by the District.

Moved by Trustee Evans, seconded by Trustee Gartner and carried unanimously.

Mileage Reimbursement Rate

MILEAGE REIMBURSEMENT RATE UPDATED 1/1/13- \$.565

To adopt the IRS mileage reimbursement rate of \$.565 per mile effective January 1, 2013.

Moved by Trustee Evans, seconded by Trustee Stris and carried unanimously.

Home Tutoring

HOME TUTORING

To approve home tutoring for students in accordance with IEP recommendations, not to exceed five hours per week, effective December 3, 2012 through February 28, 2013. The tutor is Greer Molinaro.

Moved by Trustee Evans, seconded by Trustee Stris and carried unanimously.

Visitor Toni Pomerantz addressed the Board concerning the wording for the Home Tutoring resolution. She stated that the home tutoring was for the parents of the students. Superintendent Robb-Fund advised that the tutoring was for the students with the parents present.

Rescind the Motion for Home Tutoring

MOTION RESCINDED

Trustee Stris made a motion to rescind the resolution for Home Tutoring, seconded by Trustee Gartner and carried unanimously.

Home Tutoring

HOME TUTORING

To approve home tutoring in accordance with IEP recommendations, not to exceed five hours per week, effective December 3, 2012 through February 28, 2013. The tutor is Greer Molinaro.

Moved by Trustee Stris, seconded by Trustee Gartner and carried unanimously.

Report of the Attorney

Michael Perna

Attorney Perna reported on a case regarding a Juul Agreement, whereby a non-tenured teacher was given an additional year of probation. In this case the teacher claimed she should receive tenure by estoppel, since there were procedural deficiencies with the Juul Agreement and she worked in the district for four years. The court held that the teacher, having benefited from the Juul Agreement, was estopped from claiming it was deficient. Of note was the dissent which, while agreeing with the majority that the teacher is not entitled to tenure by estoppel in these circumstances, would have held that the Juul Agreement constituted an employment agreement.

Old Business

Trustee Stris reported on the NYSSBA Workshop entitled "State Aid Super Storm" that he attended with Assistant Superintendent Brosnan. Listed below are the highlights of the meeting:

- Review of state aid structure, history with facts & figures
- TRS & ERS increases
- Technology in the future
- Create incentives for municipalities to cooperate with schools
- Renewable tenure
- How we license teachers
- Functional consolidation

Executive Session

EXECUTIVE SESSION

At 8:40 p.m. a motion for an Executive Session was made by Trustee Chiachiere for the purpose of the employment history of a particular person, seconded by Trustee Gartner and carried unanimously. The Superintendent was invited to attend.

Adjournment

ADJOURNMENT

The meeting was adjourned at 9:05 p.m. on a motion made by Trustee Gartner, seconded by Trustee Greco Jacobs and carried unanimously.

Denise Michels

Denise Michels
District Clerk