

Regular meeting of the Board of Education of Valley Stream Union Free School District Thirteen was held on Tuesday, April 28, 2020 via zoom # Meeting ID: 730 5510 0982 as authorized by Executive Order of the Governor.

<u>BOARD MEMBERS PRESENT</u>	<u>BOARD MEMBERS ABSENT</u>	<u>OTHERS PRESENT</u>
Trustee Chiachiere Trustee Farrell Trustee Pomerantz Trustee Stris	Trustee Vicente	Superintendent Evelyn Asst. Supt. for Bus. & HR Antoine Dir. of Tech. and Innov. DiMango School District Attorney Shishko District Clerk Rosamilia

1 visitor

Convening

The meeting was convened at 7:30 p.m. by President Chiachiere.

CONVENING

Quorum

Four members being present, a quorum was determined.

QUORUM

Executive Session

The Board immediately moved into Executive Session on a motion made by Trustee Stris, seconded by Trustee Pomerantz and carried unanimously to discuss VSTA negotiations. The Superintendent, Assistant Superintendents, Director of Technology and Innovation and School District Attorney were invited to attend.

EXECUTIVE SESSION

Reconvening

The meeting was reconvened at 8:00 p.m. by President Chiachiere.

RECONVENING

Quorum

Four members being present, a quorum was determined.

QUORUM

Pledge of Allegiance

Welcome

Correspondence

Correspondence was received from Denise Phillips indicating her resignation for the purpose of retirement effective 3/28/20.

**Report of the Superintendent of Schools**

Superintendent Evelyn presented an update for our 2020-2021 Budget proposal. In addition, Superintendent Evelyn presented a Pandemic Plan update so that our public can be kept informed on how we have managed this pandemic relative to continuity of instruction, childcare, meal planning and mental health support for our school community.

**Committee Reports**

**EDUCATION COMMITTEE** [M. Vicente, Chairperson; F. Chiachiere]

**CONSENT AGENDA (Agenda items 1-3)**

*The following items were approved on a motion for a Consent Agenda by Trustee Farrell, seconded by Trustee Stris and carried unanimously.*

**CONSENT AGENDA**

Substitute List

To approve the Substitute Teacher List for 2019-2020.

2019-2020 SUBSTITUTE  
TEACHER LIST APPROVED

Resignation for the Purpose of Retirement

To accept the resignation for the purpose of retirement of Denise Phillips, Classroom Teacher at the James A. Dever School effective March 28, 2020, letter dated March 26, 2020.

D. PHILLIPS RESIGNATION  
ACCEPTED

Resignation of Special Education Teacher

To accept the resignation of Timothy Hynes, Special Education Teacher at the Wheeler Avenue School, effective June 30, 2020, letter dated April 15, 2020.

T. HYNES RESIGNATION  
ACCEPTED

*\*In order to be granted tenure, the teacher must have received composite or overall APPR ratings pursuant to Education Law §3012-c and/or 3012-d of either "effective" or "highly effective" in at least three ("3") of the four ("4") preceding years, and, if the classroom teacher receives an "ineffective" composite or overall APPR rating in the final year of the probationary period, he or she shall not be eligible for tenure at that time.*

**END CONSENT AGENDA – EDUCATION COMMITTEE**

Memorandum of Agreement (MOA) – VSTA Stipend

RESOLVED, the Board of Education hereby ratifies the attached memorandum of agreement between the Valley Stream Teachers Association and the District relative to stipend payments for the provision of professional development in the area of information technology.

MOA – VSTA STIPEND  
APPROVED

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

**BUSINESS COMMITTEE** [P. Farrell, Chairperson]

**CONSENT AGENDA (Agenda items 1-4)**

*The following items were approved on a motion for a Consent Agenda by Trustee Farrell, seconded by Trustee Stris and carried unanimously.*

**CONSENT AGENDA**

Treasurer’s Reports

To approve the Treasurer’s Reports for February 2020.

TREASURER’S REPORT  
ENDING 2/29/20 APPROVED

Property Tax Report Card

To approve the Property Tax Report Card for the 2020-2021 Annual Meeting.

2020/2021 PROPERTY TAX  
REPORT CARD APPROVED

Second Amendment of License and Operating Agreement – Right At School

RESOLVED, the Board of Education hereby approves the attached second amendment to its agreement with Right at School, and hereby authorizes the Board President to execute same.

RIGHT AT SCHOOL 2ND  
AMENDMENT APPROVED

Budget Transfer

To approve the following transfers effective April 29, 2020.

BUDGET TRANSFERS EFF.  
4/29/20 APPROVED

*From:*

A2110.480-01	Textbooks-District Adoption	\$12,545.00
A1620.444-01	Shade Replacement-District	10,000.00
A1621.435-02	Electrical-District	6,000.00
A1621.442-01	Maintenance-Painting	5,000.00

*To:*

A2010.490-04	Curriculum Dev-BOCES	\$12,545.00
A1620.445-01	Anti-Vandalism Service	10,000.00
A1621.437-01	Maintenance – Air Conditioner Repair	6,000.00
A1620.500-01	Custodial & Cleaning Supplies	5,000.00

**END CONSENT AGENDA – BUSINESS COMMITTEE**

Memorandum of Agreement (MOA) – We Transport, Inc.

RESOLVED, the Board of Education hereby approves the attached memorandum of agreement with We Transport, Inc. and hereby authorizes the Board President to execute same.

MOA – WE TRANSPORT  
APPROVED

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

**POLICY COMMITTEE** [W. Stris, Chairperson]

There is no report this month.

**FACILITIES COMMITTEE** [T. Pomerantz, Chairperson; F. Chiachiere]

Trustee Pomerantz reported that the site at the Wheeler Avenue School is totally cleaned up. The alarm system at the Wheeler Avenue School cafeteria is nearly complete. The fence at the Willow Road School has begun. The posts have been installed and the panels will be installed tomorrow.

**COMMITTEE OF THE WHOLE** [Vice President M. Vicente]

**CONSENT AGENDA (Agenda items 1-7)**

*The following items were approved on a motion for a Consent Agenda by Trustee Stris, seconded by Trustee Farrell and carried unanimously.*

**CONSENT AGENDA**

Meeting Dates 2020-2021

To approve the 2020-2021 meeting dates listed below:

2020/2021 MEETING  
DATES APPROVED

**COMMITTEE MEETINGS**

September 22	3 <sup>rd</sup> Tuesday
October 20	3 <sup>rd</sup> Tuesday
November 17	3 <sup>rd</sup> Tuesday
December 9*	2 <sup>nd</sup> Wednesday *High School District has meetings on 1 <sup>st</sup> & 2 <sup>nd</sup> Tuesday
January 19, 2021	3 <sup>rd</sup> Tuesday
February 10*	2 <sup>nd</sup> Wednesday *High School District has meetings on 1 <sup>st</sup> & 2 <sup>nd</sup> Tuesday
March 16	3 <sup>rd</sup> Tuesday

April 20 3<sup>rd</sup> Tuesday BOCES Vote  
 May 18 3<sup>rd</sup> Tuesday Annual Election  
 June 15 3<sup>rd</sup> Tuesday

**BOARD MEETINGS**

July 7, 2020\* 1<sup>st</sup> Tuesday 2019-20 Reorganization Meeting (approved with 2019-2020 dates)  
 August 18, 2020 3<sup>rd</sup> Tuesday (approved with 2019-2020 dates)  
 September 29 5<sup>th</sup> Tuesday  
 October 27 4<sup>th</sup> Tuesday  
 November 24 4<sup>th</sup> Tuesday  
 December 16\* 3<sup>rd</sup> Wednesday  
 January 26, 2021 4<sup>th</sup> Tuesday  
 February 23 4<sup>th</sup> Tuesday  
 March 23 4<sup>th</sup> Tuesday  
 April 27 4<sup>th</sup> Tuesday  
 May 25 4<sup>th</sup> Tuesday  
 June 22 4<sup>th</sup> Tuesday  
 July 7, 2021\* 1<sup>st</sup> Wednesday **2021-2022** Reorganization Meeting  
 August 23, 2021 3<sup>rd</sup> Tuesday

*\*Other than the 3<sup>rd</sup> or 4<sup>th</sup> Tuesday for Committee & BOE Meetings*

Other Important Dates for the 2020-2021 school year:

Building Inspections Saturday, November 7, 2020 9:00 a.m.  
 Budget Meeting\* Tuesday, March 23, 2021 6:00 p.m.  
 Deadline for Filing Petitions for Trustee Monday, April 19, 2021 5:00 p.m.  
 Budget Hearing (w/VSCHSD @ 8 p.m.) Wednesday, May 5, 2021 7:30 p.m.  
 Registration (Last day before election) Tuesday, May 11, 2021 5:00 p.m. - 9:00 p.m.  
 Meet the Candidates (if needed) Wednesday, May 12, 2021 7:00 p.m.  
 Registration Books open for inspection Saturday, May 15, 2021 9:00 a.m. - 12:00 noon  
 Annual Budget Vote & Trustee Election Tuesday, May 18, 2021 6:00 a.m. - 9:00 p.m.

Transportation Memorandum of Agreement (MOA)

RESOLVED, the Board of Education hereby approves a Memorandum of Agreement with Cheese Bus, Inc. and hereby authorizes the Board President to execute same.

CHEESE BUS, INC. MOA  
 APPROVED

Change Order #1R – Stalco Construction Inc.

RESOLVED, that the Valley Stream UFSD #13 Board of Education, upon the recommendation of the architect, hereby approves change order #1 in connection with the Stalco Construction Inc. contract for the Bond Referendum Projects Phase IIIB and authorizes the Board President to execute same.

CHANGE ORDERS  
 APPROVED

**Willow Road School SED # 280213-02-0-004-021 \$ 5,543.40**

The change order is for the contractor to furnish and install floor tile, install Quarry Tile 1 in lieu of Vinyl floor tile, change door hardware and install additional door hardware, and remove unforeseen debris found during excavation of new foundation footprint.

**Wheeler Avenue School SED # 280213-02-0-003-028 \$ 7,404.16**

The change order is for the contractor to demo wood framing & plaster block infill & align with existing block per the contract. Contractor will also build out walls with metal stud framing & high impact gypsum board, plaster & paint, and provide additional block above wall in stair near the new cafeteria to keep ceiling height at 10’.

**James A Dever School SED # 280213-02-0-001-036 \$ 16,392.38**

The change order if for the contractor to provide and install door hardware, provide and install door stops, provide labor & materials for build out and laminate damaged walls in the kitchen, remove asbestos pipe wrap on existing heating/domestic water pipes, open up wet wall for plumbing contractor to complete project scope, and install new ceiling in existing closet.

Change Order #2 – Stalco Construction Inc.

RESOLVED, that the Valley Stream UFSD #13 Board of Education, upon the recommendation of the architect, hereby approves change order #1 in connection with the Stalco Construction Inc. contract for the Bond Referendum Projects Phase IIIB and authorizes the Board President to execute same.

**Wheeler Avenue School SED # 280213-02-0-003-028 \$ 15,261.36**

The change order is for the contractor to provide labor and materials to patch and place new floor and to remove asbestos insulation wrap found on duct chase in rooms 114 & 220.

Change Order #3 – Stalco Construction Inc.

RESOLVED, that the Valley Stream UFSD #13 Board of Education, upon the recommendation of the architect, hereby approves change order #1 in connection with the Stalco Construction Inc. contract for the Bond Referendum Projects Phase IIIB and authorizes the Board President to execute same.

**Wheeler Avenue School**                      **SED # 280213-02-0-003-028**                      **\$ 11,516.05**

The change order is a Back charge to Kitchen Equipment Contractor & Mechanical Contractor. Contractor to provide labor and materials to cut and install roof curbs for the mechanical roof top equipment due to delays in material delivery, to chop out new floor to allow for plumbing contractor to install new floor drain, and to modify and install ceiling grid to accommodate new exhaust hood in new kitchen.

Change Order #4 – Stalco Construction Inc.

RESOLVED, that the Valley Stream UFSD #13 Board of Education, upon the recommendation of the architect, hereby approves change order #1 in connection with the Stalco Construction Inc. contract for the Bond Referendum Projects Phase IIIB and authorizes the Board President to execute same.

**Wheeler Avenue School**                      **SED # 280213-02-0-003-028**                      **\$ 30,416.82**

The change order is for the contractor to furnish and install ballistic glass windows & panels in lieu of specified non-ballistic rated glass at the four (4) window locations.

Change Order #5 – Stalco Construction Inc.

RESOLVED, that the Valley Stream UFSD #13 Board of Education, upon the recommendation of the architect, hereby approves change order #1 in connection with the Stalco Construction Inc. contract for the Bond Referendum Projects Phase IIIB and authorizes the Board President to execute same.

**Wheeler Avenue School**                      **SED # 280213-02-0-003-028**                      **\$ 2,341.59**

The change order is for the contractor to furnish and install new plumbing chase wall to meet the required clearances for the new trap primer manifold in the dry goods storage/office.

Change Order #1 – Ambrosio & Co. Inc.

RESOLVED, that the Valley Stream UFSD #13 Board of Education, upon the recommendation of the architect, hereby approves change order #1 in connection with the Ambrosio & Co. Inc. contract for the Bond Referendum Projects Phase IIIB and authorizes the Board President to execute same.

**Willow Road School**                      **SED # 280213-02-0-004-021**                      **\$12,387.00**

The change order is for the contractor to furnish and install copper pipe, pipe fittings & pipe hangers to change hot water piping in crawl space from 110 degrees to 140 degrees to mop sink & two (2) bay sinks as per the Health Department Inspector's instructions. Contractor to furnish and install one (1) 100 GPM grease trap in lieu of the specified 50 GPM grease trap as per the Health Department Inspector's instructions. Contractor to provide credit for balance of unused allowance (-\$1,891).

**Howell Road School**                      **SED # 280213-02-0-002-024**                      **\$ 1,820.00**

The change order is for the contractor to furnish and install copper pipe, pipe fittings & pipe hangers to change hot water piping in crawl space from 110 degrees to 140 degrees to mop sink & two (2) bay sinks as per the Health Department Inspector's instructions. Contractor to furnish and install one (1) 100 GPM grease trap in lieu of the specified 50 GPM grease trap as per the Health Department Inspector's instructions. Contractor to provide credit for balance of unused allowance (-\$10,000).

Change Order #1 – JNS Heating Service Inc.

RESOLVED, that the Valley Stream UFSD #13 Board of Education, upon the recommendation of the architect, hereby approves change order #1 in connection with the JNS Heating Service Inc. contract for the Bond Referendum Projects Phase IIIB and authorizes the Board President to execute same.

**Wheeler Avenue School**                      **SED # 280213-02-0-003-027**                      **\$ 2,414.00**

The change order is for the contractor to provide labor and materials to install new cabinet heater in psychology office due to field condition.

Change Order #1 – JNS Heating Service Inc.

RESOLVED, that the Valley Stream UFSD #13 Board of Education, upon the recommendation of the architect, hereby approves change order #1 in connection with the JNS Heating Service Inc. contract for the Bond Referendum Projects Phase IIIB and authorizes the Board President to execute same.

**James A Dever School**                      **SED # 280213-02-0-001-035**                      **\$ 7,692.00**

The change order is for the contractor to provide all labor and materials to install new fresh air intake of adjacent roof outside in psychology office due to field condition.

Change Order #1 – BHS Food Services Solutions.

RESOLVED, that the Valley Stream UFSD #13 Board of Education, upon the recommendation of the architect, hereby approves change order #1 in connection with the BHS Food Services Solutions contract for the Bond Referendum Projects Phase IIIB and authorizes the Board President to execute same.

**Wheeler Avenue School** **SED # 280213-02-0-003-028** **\$ -8,401.24**

The change order is for the contractor to provide a credit for roof curb work performed by others due to material delays, for plumbing & general construction work for new floor drain in Wheeler addition due to material delays, and ceiling work performed by others due to delay in exhaust hood installation.

Award for Sealed Bids: (Classroom Casework and Equipment)

RESOLVED, that upon the recommendation of the District’s Architect, the Board of Education hereby awards the following bid to the apparent low bidder as follows:

AWARD FOR SEALED BIDS – MCHUGH FURN. APPROVED

McHugh Furnishings  
Base Bid, Alternate CC1.1, Alternate CC1.2  
Total = \$566,247.93

and it is further,

RESOLVED, the Board of Education directs that notification of the award of such contracts be sent to the low bidder, and it is further

RESOLVED, the Board President is hereby authorized to execute such contracts.

Agreement with U.S. Medical Staffing

RESOLVED, the Board of Education approves the attached settlement agreement with U.S. Medical Staffing and hereby authorizes the Board President to execute same.

U.S. MEDICAL STAFFING AGR. APPROVED

Committee on Special Education Reviews

To ratify and adopt the Committee on Special Education Reviews dated 2/5, 2/10, 2/11, 2/12, 2/13, 2/25, 2/26, 2/27, 3/2, 3/4, 3/9, 3/10, 3/13, 3/23, 3/24, 3/25(BOCES), 3/25, 3/26, 3/26(APS-R), 3/30(BOCES), 3/30(APS-D), 4/2, 4/6, 4/7, 4/8, and 4/14/2020.

CSE REVIEWS ADOPTED

Committee on Pre-school Special Education Reviews

To ratify and adopt the Committee on Pre-school Education Reviews dated 3/4, 3/13, 3/20, and 3/27/2020.

CPSE REVIEWS ADOPTED

**END CONSENT AGENDA – COMMITTEE OF THE WHOLE**

**Report of the Attorney**

School District Attorney Sheahan reported on an appeal regarding transportation to a public school. In Commissioner’s Decision 17,814, Petitioner, a parent for a student attending the District high school, appealed the District’s denial of transportation on the basis that the student did not reside beyond the 1.5 mile threshold required by District’s transportation policy. The District’s transportation policy required the District to provide transportation for students in grades 10-12 who lived more than 1.5 miles away from the school they attend. The Commissioner noted in the decision, a District has broad discretion in selecting measuring points for the purpose of determining eligibility for transportation. Petitioner and student lived together. The District, using software, conducted an initial calculation of the distance between the student’s high school and student’s residence and determined the distance was 1.487 miles. Thus, the District denied the student a bus pass for the school year. Petitioner requested a recalculation of the distance, which the District conducted by driving the route and using an onboard route calculation device, and determined the distance was 1.483 miles. Again, the District denied transportation. The Petitioner appealed to the Commissioner. The Commissioner found Petitioner’s driving of the route and using a mobile/internet application, both which calculated the distance at under 1.5 miles, did not render the District’s determination arbitrary or capricious. Thus, the Commissioner upheld the District’s determination that the student was not entitled to transportation, found the District’s distance determination was not arbitrary and capricious despite Petitioner’s use of an alternative method, and dismissed the appeal.

**High School Report**

Trustee Farrell reported that the Valley Stream South Science Research Jr./Sr.’s won a total of \$3,500 in the virtual Northwell Health Spark Challenge. The Juniors created a brochure and video presentation and posterboard to encourage students to utilize their schools support services in order to support their mental health. The Seniors created a game for doctors in training. The doctors would engage virtually in a fun way to problem solve their patients symptoms and diagnose them.

**Old Business**

There is no old business to report.

**New Business**

There is no new business to report.

Adjournment

On a motion made by Trustee Stris, seconded by Trustee Farrell and carried unanimously, the meeting was adjourned at 8:42 p.m.

Respectfully submitted,

*MaryAnn Rosamilia*

MaryAnn Rosamilia  
District Clerk