

MINUTES OF BABYLON SCHOOL BOARD REGULAR MEETING

DATE OF MEETING:

December 13, 2010

PLACE:

Babylon Junior-Senior High School, Babylon, NY

Members Present

Mr. Henry Brunjes, President
Mrs. Catherine Vukovich, Vice President
Mrs. Judy Anderson
Mr. Roger A. Katz
Mr. Dominic Bencivenga
Mrs. Lisa McKeown
Mr. Thomas Melito

District Superintendent

Dr. Ellen Best-Laimit

Central Office Administration

Dr. Peter Daly, Deputy Superintendent
Mr. Daniel D'Amico, Assistant Superintendent for Curriculum and Instruction

District Clerk

Linda Pesce

CALL TO ORDER

The meeting was called to order at 6:30 p.m. by Mr. Brunjes, President. At this time a motion to move into Executive Session for the purpose of discussing a particular personnel matter and advice from counsel was made by Mrs. Anderson, seconded by Mrs. Vukovich and approved. (7-0)

EXECUTIVE SESSION

At 7:38 p.m. on motion by Mrs. Anderson, seconded by Mrs. McKeown, the Board agreed to reconvene public session whereupon Vice President Mrs. Vukovich led the assemblage in the Pledge of Allegiance. Mr. Brunjes left at approximately 7:37 p.m. and did not return for the remainder of the meeting.

MINUTES

The Minutes of the Regular Meeting of November 8, 2010 and Work/Study Meeting of November 22, 2010 was approved on motion by Mr. Bencivenga and seconded by Mrs. Anderson. (6-0)

TREASURER'S REPORT

The Treasurer's and Business Office Financial Reports and Extra Curricular Fund Report for November 2010 was approved on motion by Mr. Melito and seconded by Mrs. Anderson. (6-0)

SUPERINTENDENT'S REPORT

Dr. Best-Laimit thanked the PTA and PTSA membership for hosting a community forum regarding the principal search and reported on the process for conducting the principal search which includes advertising, resume screening by central office, sub-committee interviews and site visits. Mr. D'Amico reported on Academic Intervention Services. At this time services are being provided for all students who are mandated to receive those services under the new state education guidelines. There was no student delegate presented this evening.

COMMITTEE REPORTS

Mrs. Anderson, audit committee chair, reported that the Board of Education will be asked to accept and approve the independent audit report this evening. Mrs. McKeown, finance committee chair, reported that the finance committee met to discuss the budget process and the next meeting is scheduled for January 10, 2011 at 6:00 p.m. in the district conference room. Mr. Melito, buildings and grounds committee chair reported that a meeting will be scheduled upon receipt of the building condition survey. Mr. Bencivenga, technology committee chair, reported that a technology presentation is scheduled for the January 10th Board of Education meeting and would like to discuss technology goals at the work/study meeting scheduled for January 24th. Mrs. Vukovich, policy committee chair, reported that a meeting is scheduled for December 22nd at 6:00 p.m. The following policy is being presented to the Board of Education:

SECOND READING POLICY 6700/6700R-PURCHASING/ PURCHASING REGULATION

1. **SECOND READING POLICY 6700/6700R-PURCHASING/ PURCHASING REGULATION: RESOLVED**, that the Board of Education conduct a second reading of policy 6700-Purchasing/6700R-Purchasing Regulation and **BE IT FURTHER RESOLVED**, that the Board of Education waive the formal second reading of policy 6700/6700R-Purchasing/Purchasing Regulation, as attached.

On motion by Mr. Bencivenga, seconded by Mr. McKeown, the Board of Education conducted a second reading of policy 6700-Purchasing/6700R-Purchasing Regulation, and waived the formal second reading of policy 6700-Purchasing/6700R-Purchasing Regulation as attached. (6-0)

QUESTIONS FROM VISITORS ON AGENDA ITEMS

The Board addressed questions from visitors on agenda items.

NEW BUSINESS

OMNIBUS MOTION

On motion by Mrs. Anderson, seconded by Mr. Melito, an omnibus motion to move Items 1-17 and 19-20 was unanimously approved. (6-0)
On omnibus motion by Mr. Bencivenga, seconded by Mrs. McKeown an omnibus motion to move items 1-17 and 19-20 was unanimously APPROVED. (6-0)

APPROVAL OF INDEPENDENT AUDIT

1. **APPROVAL OF INDEPENDENT AUDIT: RESOLVED**, that the Board of Education accept and approve the independent audit of the Babylon Union Free School District as prepared by the independent auditing firm of Cullen & Danowski for the 2009-2010 school year.

AUTHORIZING THE EXECUTION OF A JUDICIAL CONSENT DECREE ON BEHALF OF THE BABYLON UNION FREE SCHOOL DISTRICT IN THE MATTER OF STATE OF NEW YORK v. TOWN OF BABYLON, et. al.

2. **AUTHORIZING THE EXECUTION OF A JUDICIAL CONSENT DECREE ON BEHALF OF THE BABYLON UNION FREE SCHOOL DISTRICT IN THE MATTER OF STATE OF NEW YORK v. TOWN OF BABYLON, et. al.: WHEREAS**, by resolution dated December 8, 2008, the School Board authorized the execution of a Settlement Agreement with a group of parties then in litigation with the State of New York in the U.S. District Court for the Eastern District of New York, over the recovery of costs for the closure of the Town of Babylon Landfill, and **WHEREAS**, said Settlement Agreement provided that upon the ultimate settlement of the action brought against such parties by the State of New York, the School District would be named as a "settling party" fully protected from all further liability from the State or any other party with respect to the recovery of costs connected with the closure of the landfill, and **WHEREAS**, the Settlement Agreement provided that an authorized representative of the School District would execute the final consent decree approved by the Court at the time of its submission to the court by the parties, and **WHEREAS**, the parties have prepared a final Consent Decree for submission to the Court, and said decree provides that the School District will be fully protected from all further liability, including natural resource damage liability, from all parties in connection with the closure and remediation of the Babylon landfill, and **WHEREAS**, it is in the interest of the School District to secure this release from liability and close this matter expeditiously; **BE IT RESOLVED**, that Mr. Henry Brunjes, President, is hereby authorized to execute the signature page of the Consent Decree on behalf of the Babylon Union Free School District, and to forward said decree to counsel for the defendants for inclusion in the settlement documents.

TENURE APPOINTMENT

3. **TENURE APPOINTMENT: RESOLVED**, that the Board of Education grants tenure to Jenna Cucci as a family and consumer sciences teacher, effective January 8, 2011.

TENURE APPOINTMENT

4. **TENURE APPOINTMENT: RESOLVED**, that the Board of Education grants tenure to Kathryn Condra as an English teacher 7-12, effective January 25, 2011.

LEAVES OF ABSENCE

5. **LEAVES OF ABSENCE: RESOLVED**, that the requests for unpaid childcare leaves of absence commencing January 24, 2011 to June 30, 2011 be approved for the following staff members:

Suzanne Borruso	-	English Teacher 7-12
Jacie Chatterton	-	Elementary Teacher K-6
Jamie Harrison	-	Special Education K-12
Stacy Neidig	-	Foreign Language Teacher 7-12
Nancy Welch	-	School Psychologist

LEAVE REPLACEMENT ELEMENTARY TEACHER

6. **LEAVE REPLACEMENT ELEMENTARY TEACHER: RESOLVED**, that the Board of Education appoint Lisa Necroto as a leave replacement elementary education teacher, assigned to the Babylon Elementary School, replacing a staff member who is on an unpaid leave of absence, be approved effective January 24, 2011 to June 30, 2011. Compensation for this assignment to be Step 3 of the MA column of the 2010-2011 teachers' salary schedule.

LEAVE REPLACEMENT SPECIAL EDUCATION TEACHER

7. **LEAVE REPLACEMENT SPECIAL EDUCATION TEACHER: RESOLVED**, that the Board of Education appoint Elizabeth Palumbo as a leave replacement special education teacher, assigned to the Babylon Memorial Grade School, replacing a staff member who is on an unpaid leave of absence, be approved effective January 24, 2011 to June 30, 2011. Compensation for this assignment to be Step 1 of the MA column of the 2010-2011 teachers' salary schedule.

**LEAVE REPLACEMENT
SCHOOL PSYCHOLOGIST**

8. **LEAVE REPLACEMENT SCHOOL PSYCHOLOGIST: RESOLVED**, that the Board of Education appoint Jessica Linder as a leave replacement school psychologist, assigned to the Babylon Memorial Grade School, replacing a staff member who is on an unpaid leave of absence, be approved effective January 24, 2011 to June 30, 2011. Compensation for this assignment to be Step 2 of the MA column of the 2010-2011 teachers' salary schedule.

**LEAVE REPLACEMENT
ENGLISH TEACHER**

9. **LEAVE REPLACEMENT ENGLISH TEACHER: RESOLVED**, that the Board of Education appoint Sarah Schreiber as a leave replacement English teacher, assigned to the Babylon Junior-Senior High School, replacing a staff member who is on an unpaid leave of absence, be approved effective January 24, 2011 to June 30, 2011. Compensation for this assignment to be Step 3 of the BA column of the 2010-2011 teachers' salary schedule.

**LEAVE REPLACEMENT
FOREIGN LANGUAGE
TEACHER**

10. **LEAVE REPLACEMENT FOREIGN LANGUAGE TEACHER: RESOLVED**, that the Board of Education appoint Stacy Chesloff as a leave replacement foreign language teacher, assigned to the Babylon Junior-Senior High School, effective January 24, 2011 to June 30, 2011. Compensation for this assignment to be Step 1 of the BA column of the 2010-2011 Babylon Teachers' salary schedule.

**PROBATIONARY
APPOINTMENT
CUSTODIAL WORKER I**

11. **PROBATIONARY APPOINTMENT CUSTODIAL WORKER I: RESOLVED**, that the Board of Education approve the appointment of Stephen DeRusso as a probationary custodial worker I assigned district-wide effective January 3, 2011. Compensation for this assignment to be Column A, Step 1 of the Civil Service Custodial Association Agreement.

**RESCIND/APPOINT
COACHING POSITION**

12. **RESCIND/APPOINT COACHING POSITION: RESOLVED**, that the Board of Education rescind the appointment of Robert Mayo as the assistant varsity boys basketball coach effective December 2, 2010 and **BE IT FURTHER RESOLVED**, that the Board of Education approve the appointment of Timothy Halvorsen as the assistant varsity boys basketball coach effective December 3, 2010. Compensation for this position to be in accordance with the Babylon Teachers' Association Contract.

CASUAL APPOINTMENT

13. **CASUAL APPOINTMENT: RESOLVED**, that the Board of Education appoint Marie Poelker as a teacher mentor for Jennifer Brown, probationary elementary school teacher, for the 2010-2011 school year. Compensation for this position to be as specified in the Babylon Teachers' Association Contract.

**CONDITIONAL
APPOINTMENT NON-
PERMANENT
SUBSTITUTE TEACHER**

14. **CONDITIONAL APPOINTMENT NON-PERMANENT SUBSTITUTE TEACHER: RESOLVED**, that pursuant to Education Law 3000-d, that the Board of Education appoint Neil Bernstein as a non-permanent substitute teacher effective December 14, 2010. Compensation for this assignment to be at the non-permanent substitute teacher rate of \$90.00/day.

**EXTENSION OF
CONDITIONAL
APPOINTMENT**

15. **EXTENSION OF CONDITIONAL APPOINTMENT: RESOLVED**, that pursuant to Education Law 3000-d that the Board of Education extend the conditional appointment for AnneMarie Martino.

**ADOPTION OF BOARD
POLICY 6700/6700R-
PURCHASING**

16. **ADOPTION OF BOARD POLICY 6700/6700R-PURCHASING/PURCHASING REGULATION: RESOLVED**, that the Board of Education approve and adopt policy 6700/6700R-Purchasing/Purchasing Regulation, as attached.

**CONSULTANT
AGREEMENT**

17. **CONSULTANT AGREEMENT: RESOLVED**, that the Board of Education approve the professional development consulting service agreement for the 2010-2011 school year between the Babylon Union Free School District and Andrew Greene. The rate of compensation to be \$200.00/hour.

**SPECIAL EDUCATION
CONSULTING SERVICE
AGREEMENTS**

18. **SPECIAL EDUCATION CONSULTING SERVICE AGREEMENTS: RESOLVED**, that the Board of Education approve the special education consulting service agreements for the 2010-2011 school year between Babylon Union Free School District and the following providers: ACDS (SE#25), and Behavior Analysis (SE#26).

On motion by Mr. Bencivenga, seconded by Mr. Melito, resolution 18 was approved. (5-1)

Voting Yes: C. Vukovich, D. Bencivenga, R. Katz, T. Melito, L. McKeown

Abstaining: J. Anderson for the reason of employment at ACDS.

APPROPRIATION TRANSFERS

19. **APPROPRIATION TRANSFERS: RESOLVED**, that the Board of Education approve the following appropriation transfers for the 2010-2011 school year:
- | | | |
|---------------------|---------------------------------|----------------|
| From: A9061-8008-00 | Employ Bene/Soc Security | (\$ 42,605.00) |
| To: A1240-1515-05 | Chief Sch Adm-Instr Sal | \$ 9,000.00 |
| A2010-1504-01 | Curr Develop/Directors | \$ 13,873.00 |
| A2020-1503-01 | Supv/Principals Sal JH/SH | \$ 11,730.00 |
| A2630-1610-00 | Computer/Non Instr Sal | \$ 8,002.00 |
| From:A2110-1300-01 | Tch/Reg Sch/Instr Sal 7-12 ARRA | (\$212,234.00) |
| To: A2110-1200-02 | Tch/Reg Sch/Instr Sal 3-6 | \$ 46,608.00 |
| A2110-1282-03 | Tch/Reg Sch/Instr Long | \$ 9,324.00 |
| A2110-1382-01 | Tch/Reg Sch/Instr Long | \$ 21,312.00 |
| A2251-1507-01 | Spec Ed/Instr Sal/ARRA | \$ 60,198.00 |
| A2810-1507-01 | Guidance/Instr Sal | \$ 74,792.00 |
| From:A2110-1300-01 | Tch/Reg Sch/Instr Sal 7-12 | (\$125,000.00) |
| To: A2855-1500-00 | Intersch Activ/Director Sal | \$125,000.00 |
| From:A5582-4900-00 | BOCES Trans/Handicapped | (\$ 90,000.00) |
| To: A5542-4000-00 | Contract Trans/District Buses | \$ 90,000.00 |

COMMITTEE ON SPECIAL EDUCATION AND CPSE

20. **COMMITTEE ON SPECIAL EDUCATION AND COMMITTEE ON PRESCHOOL SPECIAL EDUCATION: RESOLVED**, that the recommendations from the Committee on Special Education and Committee on Preschool Special Education for cases, as attached hereto, be accepted.

BOARD OF EDUCATION SUB-COMMITTEE

21. **BOARD OF EDUCATION SUB-COMMITTEE: RESOLVED**, that the Board of Education form a special sub-committee to review the Babylon Teachers' Association contract.
On motion by Mr. Bencivenga, seconded by Mr. Katz, Resolution 21 was approved. (6-0)

OTHER BUSINESS

Mr. Bencivenga thanked Mr. DeJoseph for conducting an informational winter sports parents meeting and commended Mrs. Drance, students and staff on an amazing performance of Oklahoma.

REPRESENTATIVES OF ORGANIZATIONS

As there was no report from representatives of organizations, the Board moved on to the next item.

QUESTIONS FROM VISITORS

The Board of Education addressed questions and/or concerns regarding the principal search process, grade school foreign language program, work/study meeting protocol and acknowledged receipt of the survey results from a community group.

FUTURE BOARD MEETINGS

The Board of Education will be holding a Regular Meeting of the Board of Education on Monday, January 10, 2011 at 7:30 p.m. and Work/Study Meeting on Monday, January 24, 2011 at 6:00 p.m. in the library of the Babylon Junior-Senior High School.

ADJOURNMENT

At 8:25 p.m. there being no other items for discussion, the meeting was adjourned on motion by Mrs. Anderson, seconded by Mr. Melito and approved. (6-0)

Attachments referred to are on file in the District Clerk's office.