

Subject to Board Approval

Minutes of the March 15, 2016 BOE Mtg

**HAMPTON BAYS UNION FREE SCHOOL DISTRICT**

**DATE:** March 15, 2016 **KIND OF MEETING:** Business

**LOCATION:** HS Library **PRESIDING OFFICER:** President

**MEMBERS PRESENT:** Richard Joslin, Kevin Springer, Elizabeth Scully Dot Capuano, Michael Dunn

**MEMBERS ABSENT:** None

**OTHERS PRESENT:** Larry Luce, Lars Clemensen, Anna Marie Rojas

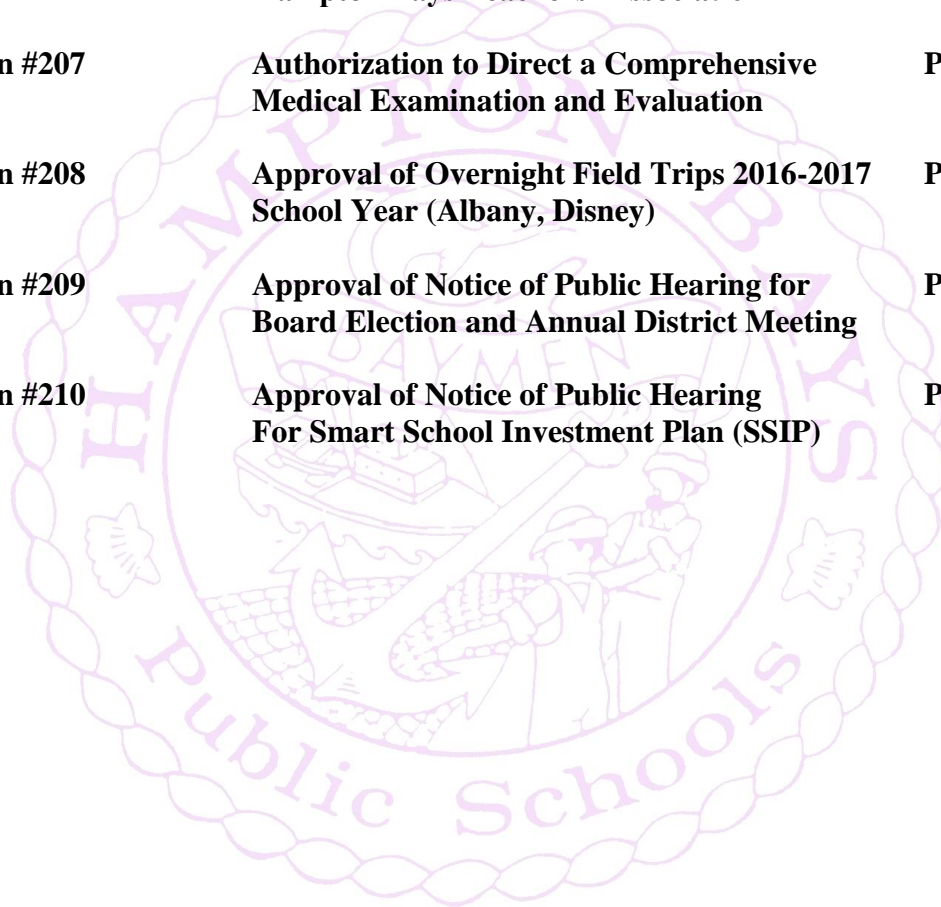
**CALL TO ORDER:** 5:00 PM  
**ENTER EXECUTIVE SESSION:** 5:03 PM  
**END EXECUTIVE SESSION:** 6:05 PM  
**OPEN BUDGET WORKSHOP:** 6:10 PM  
**CLOSE BUDGET WORKSHOP:** 6:55 PM  
**RESUME BUSINESS MEETING:** 7:02 PM  
**ADJOURNMENT:** 8:07 PM

<b>Resolution #</b>	<b>Description</b>	<b>Outcome</b>
<b>Resolution #189</b>	<b>Approval of Order of Agenda</b>	<b>Passed</b>
<b>Resolution #190</b>	<b>Approval of Minutes</b>	<b>Passed</b>
<b>Resolution #191</b>	<b>Approval of Contracts</b>	<b>Passed</b>
<b>Resolution #192</b>	<b>Acceptance of Financial Reports</b>	<b>Passed</b>
<b>Resolution #193</b>	<b>Approval Budget Transfers</b>	<b>Passed</b>
<b>Resolution #194</b>	<b>Acceptance of Donation (American Legion)</b>	<b>Passed</b>
<b>Resolution #195</b>	<b>Approval to Enter into Agreement (North Star)</b>	<b>Passed</b>
<b>Resolution #196</b>	<b>Acceptance of Resignations (Schottenhamel, Bourgal, Calvarese)</b>	<b>Passed</b>
<b>Resolution #197</b>	<b>Approval of Leave of Absence (Nyholm)</b>	<b>Passed</b>
<b>Resolution #198</b>	<b>Approval of Co-Curricular and Coaching Resignations</b>	<b>Passed</b>
<b>Resolution #199</b>	<b>Approval of Co-Curricular Appointments</b>	<b>Passed</b>
<b>Resolution #200</b>	<b>Approval of Coaching Appointments</b>	<b>Passed</b>

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<b>Resolution #201</b>	<b>Approval of Support Position (Merker)</b>	<b>Passed</b>
<b>Resolution #202</b>	<b>Approval of Substitute Support Positions</b>	<b>Passed</b>
<b>Resolution #203</b>	<b>Approval of Substitute Teachers</b>	<b>Passed</b>
<b>Resolution #204</b>	<b>Approval of Other Appointment (Roman)</b>	<b>Passed</b>
<b>Resolution #205</b>	<b>Approval of Correcting Resolutions 2015-2016</b>	<b>Passed</b>
<b>Resolution #206</b>	<b>Approval of Supplemental Agreement with the Hampton Bays Teachers' Association</b>	<b>Passed</b>
<b>Resolution #207</b>	<b>Authorization to Direct a Comprehensive Medical Examination and Evaluation</b>	<b>Passed</b>
<b>Resolution #208</b>	<b>Approval of Overnight Field Trips 2016-2017 School Year (Albany, Disney)</b>	<b>Passed</b>
<b>Resolution #209</b>	<b>Approval of Notice of Public Hearing for Board Election and Annual District Meeting</b>	<b>Passed</b>
<b>Resolution #210</b>	<b>Approval of Notice of Public Hearing For Smart School Investment Plan (SSIP)</b>	<b>Passed</b>



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**MEMBERS ABSENT:** None

**OTHERS PRESENT:** Larry Luce, Lars Clemensen, Anna Marie Rojas

Mr. Joslin called the Business meeting to order at 5:00 PM.

On a motion by Mr. Dunn, seconded by Ms. Scully, the board entered executive session to discuss the employment of a particular person.

The Budget Workshop opened at 6:10 PM with a presentation by Mr. Clemensen and closed at 6:55 pm.

The Business meeting resumed at 7:03 PM

On a motion by Mr. Springer seconded by Mr. Dunn the following resolution was offered:

**Resolution #189**

**BE IT RESOLVED** that the Board of Education approved the order of the agenda.

5 aye

**CLERK'S REPORT**

On a motion by Mr. Dunn seconded by Ms. Capuano the following resolution was offered:

**Resolution #173**

**BE IT RESOLVED** that the Board of Education accepts the amended minutes of the Business Meeting held Tuesday, February 9, 2016 and the Budget Workshop held Tuesday, February 23, 2016.

5 aye

**PUBLIC COMMENT – None**

**PRESENTATIONS AND REPORTS**

Mr. Clemensen spoke about the following:

- Please see attached presentation

Mr. Meyer, Principal, Mr. Schug, Principal and Assistant Principal Mr. Ferraro introduced the students of the month for January and February to the Board.

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**Brett Gubitosi, Elementary School  
Kiera Hughes, Middle School  
Maria Hernandez Zapata, High School**

**Elizabeth Yi Kyeong Kim  
Tristan Halsey  
Brook Von Bartheld**

**Also Mr. Ferraro and Mr. Schug presented, along with Commander William Hughes from the VFW and the American Legion, presented the Patriot's Pen and Voice of Democracy winners.**

**Patriots Pen: Josephine Perl, Sofia Gonzalez, Ian Hubbard,  
Riley Gerson, and Alexis Hardcastle  
Voice of Democracy: Ryan Gunn, Lily Spellman, Nikki DiStefano**

**Commander Richard Steiber presented the Board of Education with a check for \$2,000 towards the purchase and installation of a new flag pole at the elementary school.**

#### **BUSINESS, FINANCE, AND OPERATIONS**

**Mr. Luce spoke about the following:**

- **Bond vs. BAN financing**
- **North Star Construction Company**
- **Elementary School fitness trail**
- **Band uniforms**
- **The Suffolk County Department of Health**
- **Elementary flag pole**
- **Diseased tree in the high school parking lot**
- **Old kitchen equipment**

**On a motion by Mr. Springer and seconded by Ms. Capuano, the following resolutions #191-#195 were offered in consent agenda format:**

**5 aye**

#### **Resolution #191**

**RESOLVED, that the Board of Education, upon the recommendation of the School Business Administrator, approves the following contracts for the school year indicated, such contracts shall be incorporated by reference within the minutes of this meeting:**

- 1. Smithtown Central School District, for Health Services for the 2015-2016 school year, as per the attached documentation.**
- 2. SCOPE license Agreement for the 2016-2017, After School child Care Program, as per the attached documentation.**
- 3. Robert Scaramucci, MS, OTR/L, for Occupational Therapy Services, as per the attached documentation.**
- 4. Mario Mendoza, OTR/L, for Occupational Therapy Services, as per the attached documentation.**



5. **Riverhead Central School District for Special Education Services, for the 2015-2016 school year, as per the attached documentation.**
6. **South Huntington Union Free School District, for Health and Welfare Services, for the 2015-2016 school year, as per the attached documentation.**
7. **ES BOCES Classroom Use Agreement, for Summer School 2016, as per the attached documentation.**

**Resolution 192**

**RESOLVED**, that the Board of Education, upon the recommendation of the School Business Administrator, accepts the following Financial Reports:

**Budget Transfer General/Capital Report–February 2016**  
**Appropriation Status Report – February 2016**  
**Warrant Reports –February 2016**  
**Cash Disbursements – February 2016**  
**Revenue Budget Status Report – General –February 2016**  
**Revenue Budget Status Report – Cafeteria –February 2016**  
**Appropriation Status Report- Cafeteria –February 2016**  
**Treasurer’s Monthly Report – January 2016**  
**Capital Fund Appropriations Report –February 2016**  
**Capital Fund Revenue Report –February 2016**  
**Special Aid Fund Appropriations Report- February 2016**  
**Trial Balance General Fund –February 2016**  
**Trial Balance School Lunch Fund –February 2016**  
**Trial Balance Capital Fund –February 2016**  
**Trial Balance Trust and Agency Fund –February 2016**  
**Trial Balance Special Aid Fund –February 2016**  
**Trial Balance Extracurricular Fund –February 2016**  
**Cash Flow Report – February 2016**  
**Internal Claims Audit Report –February 2016**  
**Student Enrollment Report –February 2016**

**Resolution #193**

**BE IT RESOLVED**, that upon the recommendation of the School Business Administrator, Larry Luce, the Board of Education approves the budget transfers:

1. **\$432,591, to move unused budget back to undistributed bond funds and to adjust for steel fence around stairs to boiler room, as per attached documentation.**

**Resolution #194**

**WHEREAS**, the old flagpole in front of the Elementary School was blown down and broken in the snowstorm of February 1 and 2, 2016; and

**WHEREAS**, the Elementary School flagpole is the site where the School District, the American Legion, and the Veterans of Foreign Wars honor those from our community who have served in the armed forces; and

**WHEREAS**, the American Legion Hand-Aldrich Post 924 intends to donate \$2,000 toward the replacement of the flagpole at the Elementary School;

**THEREFORE BE IT RESOLVED, that the Hampton Bays Board of Education graciously accepts the donation of \$2,000 from the American Legion Hand-Aldrich Post 924 and agrees to designate said donation to be used for the purpose of replacing the flagpole in front of the Elementary School; and**

**BE IT FURTHER RESOLVED that the Board of Education approves the placement of a small plaque at the base of the flagpole inscribed, “Donated by American Legion Hand-Aldrich Post 924 in honor of those who served” and directs the School Business Official to procure said plaque and ensure that it is securely mounted at the base of the flagpole**

**Resolution #195**

**AUTHORIZING THE HAMPTON BAYS UNION FREE SCHOOL DISTRICT TO ENTER INTO A SETTLEMENT AGREEMENT WITH NORTH STAR CONCRETE CONSTRUCTION CORP. AND U.S. SPECIALTY INSURANCE COMPANY REGARDING THE NEW COMFORT STATION (SED NO. 58-09-05-07-019-001) AND NEW STORAGE BUILDING (SED NO. 58-09-05-02-2-020-001) PROJECTS**

**WHEREAS, the Hampton Bays Union Free School District (the “School District”) Board of Education (the “Board”), by resolution, approved the award of the Bond Referendum for the construction of the New Comfort Station (SED No. 58-09-05-07-019-001) and New Storage Building (SED No. 58-09-05-02-2-020-001) (collectively the “Project”) to North Star Concrete Construction Corp. (“North Star”) for a fixed stipulated sum in the amount of \$792,000.00 (the “Contract”);**

**WHEREAS, on or about May 9, 2014, pursuant to the Contract, U.S. Specialty Insurance Company (the “Surety”) issued a performance bond on behalf of North Star and in favor of District, bearing bond number 1001024245 and a separate payment bond bearing the same bond number;**

**WHEREAS, on January 14, 2015, the School District notified North Star and the Surety that the School District was considering declaring North Star in default and terminating the Contract for: (i) failure to timely discharge mechanics’ liens on account of public improvements, (ii) failure to make payments to subcontractors, (iii) failure to correct deficient work, and (iv) other breaches of its obligations;**

**WHEREAS, on February 13, 2015, the Board, by resolution, terminated, for cause, North Star’s Contract;**

**WHEREAS, on February 20, 2015, North Star filed a Notice of Claim with the School District in the amount of \$579,859.49 for funds North Star alleged due and owing on the Contract (the “Notice of Claim”);**

**WHEREAS, following the for cause termination of North Star, it became necessary for the School District to promptly secure and engage contractors, subcontractors, and material or equipment suppliers and vendors to complete the work previously commenced on the Project, and deducted, as provided for in the Contract, the costs necessary to complete the Pro-**

ject and additional credits to the School District against the balance of North Star's Contract (the "Completion Costs");

WHEREAS, the School District completed the Project and retains a balance on the Contract, less the Completion Costs, in the amount of \$59,160.54 (the "Contract Balance");

WHEREAS, the Surety and North Star are agreeable to a settlement agreement, and the District's attorneys, John E. Osborn P.C., following discussions with the Surety, recommend entering into the settlement agreement with the Surety and North Star, providing the Surety with Contract Balance, in exchange for a release from North Star of all claims relating to the Project and its withdrawal of the Notice of Claim;

NOW, BE IT RESOLVED that the Board, hereby authorizes the President of the Board to execute the settlement agreement, in the forms attached.

STUDENT SERVICES - None

On a motion by Ms. Scully, seconded by Mr. Springer the following resolutions #196-#205 were offered in consent agenda format.

5 aye

**PERSONNEL**

**Resolution #196**

RESOLVED, that the Board of Education, upon the recommendation of the Superintendent of Schools, approves the resignation of the following individuals, as per the attached documentation:

1. Helen Schottenhamel, Senior Account Clerk Typist, for the purpose of retirement, effective June 30, 2016.
2. Laura Bourgal, Elementary General Ed Teacher, for the purpose of retirement, effective July 1, 2016.
3. Christina Calvarese, Teaching Assistant, effective February 13, 2016.

**Resolution #197**

RESOLVED, that the Board of Education, upon the recommendation of the Superintendent of Schools, approves the leave of absence of the following individual, as per the attached documentation:

1. Denise Nyholm, Occupational Therapist  
Family Medical Leave Act                      March 1, 2016 – June 3, 2016

**Resolution #198**

RESOLVED, that the Board of Education, upon the recommendation of the Superintendent of Schools, accepts the resignation of the following individuals for the 2015-16 school year, as per the attached documentation:

1. Kerri Ottati, Homework Club, effective October 19, 2015.
2. Amanda Heenan, MS Softball, effective March 1, 2016.
3. Robert Pinney, JV Baseball, effective March 1, 2016.



**Resolution #199**

**RESOLVED**, that the Board of Education, upon the recommendation of the Superintendent of Schools, approves the following individuals for Co-Curricular Programming for the 2015-16 school year, as per the attached documentation:

<u>Name</u>	<u>Position</u>	<u>Level</u>
1. Marc Kops	AIS – English	HS

**Resolution #200**

**RESOLVED**, that the Board of Education, upon the recommendation of the Superintendent of Schools, approves the following coaching appointments for the 2015-16 school year, in accordance with the HBTA contract, as per the attached documentation:

<u>Name</u>	<u>Position</u>	<u>Level</u>
1. Cristian Lynch	JV Baseball	B2-I
2. Robert Pinney	Asst. Varsity Baseball	B2-I
3. Samantha Renalds	MS Softball	C3-I
4. Dylan Gaches	MS Lacrosse (Girls)	C3-I
5. Robert Sutton	MS Lacrosse (Boys)	Volunteer

**Resolution #201**

**RESOLVED**, that the Board of Education, upon the recommendation of the Superintendent of Schools, approves the following individuals for support staff positions for the 2015-16 school year, as per the attached documentation:

<u>Name</u>	<u>Position</u>	<u>Level</u>
1. Shannon Merker	PT Guard	District

**Resolution #202**

**RESOLVED**, that the Board of Education, upon the recommendation of the Superintendent of Schools, approves the following individuals for substitute support staff positions for the 2015-16 school year:

<u>Name</u>	<u>Position</u>	<u>Level</u>
1. Bill Koehler	Custodian	District
2. George Luce	Custodian	District
3. Michael Calyecac	Student Tech Team	District

**Resolution #203**

**RESOLVED**, that the Board of Education, upon the recommendation of the Superintendent of Schools, approves the following Substitute Teacher positions At \$102.00 for Certified Teachers and \$90.00 for Non Certified Teachers for the 2015/2016 school year:

<u>Name</u>	<u>Certification</u>
1. Erin Cavanaugh	Non-certified



**Resolution #204**

**RESOLVED**, that the Board of Education, upon the recommendation of the Superintendent of Schools, approves Julianna Roman as a Spanish Language Translator, \$2,145, for the 2015-2016 school year.

**Resolution #205**

**RESOLVED**, that the Board of Education, upon the recommendation of the Superintendent of Schools, approves the following correction to Resolution #52 for the 2015-2016 school year to now read: Victoria Greenidge, Newcomers Club Advisor, with a stipend of \$1545 and Nicole Neurolus, Newcomers Club Advisor, with a stipend of \$1545.

**BOARD OF EDUCATION**

**No Work Group Updates**

On a motion by Ms. Scully, seconded by Mr. Springer the following resolutions #206-#210 were offered in consent agenda format.

5 aye

**Resolution #206**

**RESOLVED**, that the Board of Education, upon the recommendation of the Superintendent of Schools, authorizes the Superintendent of Schools to sign and execute four Supplemental Memorandums of Agreement to the 2014-2017 HBTA Contract, dated March 14, 2016, versions 1, 2, 3, 4 and allocates the monies therefore, as per the attached documentation.

**Resolution #207**

**RESOLVED**, that the Superintendent of Schools is hereby authorized to direct a comprehensive medical examination and evaluation, including psychiatric and/or psychological examination and evaluation, if necessary, of Employee No. 1347, in accordance with the provisions of Section 913 of the Education Law; and

**BE IT FURTHER RESOLVED**, that the Board hereby directs that Employee No. 1347 submit their medical records, if any, to the extent and for the time as determined by the examining physician(s) to the Board designated examining physician(s) at or before such examination/evaluation.

**Resolution #208**

**RESOLVED**, that the Board of Education, upon the recommendation of the Superintendent of Schools, hereby approves the following overnight field trip, as per the attached documentation.

1. September 25-27, 2016, High School Junior Class to SUNY-Albany, Oneonta, Delhi, Cortland, and Binghamton for the purpose of on-campus college visits.
2. February 10-13, 2017, HS Music Department to Orlando, Florida for Disney Performing Arts Festival Performances.

**Resolution #209**

**BE IT RESOLVED**, that the Board of Education approves the attached Notice of Public Hearing, Election and Annual District Meeting to be published March 31<sup>st</sup> , April 14<sup>th</sup>, April 21<sup>st</sup> and April 28<sup>th</sup>, 2016 in the Southampton Press Western Edition (see Appendix #1).

**Resolution #210**

**BE IT RESOLVED**, that the Board of Education approves the attached Notice of Public Hearing to be published on March 31, 2016 in the Southampton Press Western Edition (see Appendix #2).

**Old Business**

None

**New Business**

None

**PUBLIC COMMENT – None**

**ADJOURNMENT**

**On a motion by Mr. Dunn seconded by Ms. Scully, the Business meeting adjourned at 8:07PM.**

**5 aye**

**Respectfully submitted,**

**District Clerk  
Anna Marie Rojas**

