
Present: Mrs. Jennifer Rosen, President; Mrs. Dina Brantman, Vice President;
Mr. Michael Haberman; Mr. Jonathan Satran; Mr. Paul Wasserman

Also Present: Mr. James Kaishian, Superintendent of Schools; Mr. Stuart Matthey, Asst. Superintendent for Finance & Operations; Dr. Kusum Sinha, Asst. Superintendent for Curriculum, Instruction & Assessment and H.R.; Mr. David Shaw, School Attorney; Juanita Brockett, District Clerk

The Briarcliff Manor Board of Education held a meeting on Monday, January 27, 2014 in the Middle School Theater and was called to order by Mrs. Rosen at 7:00P.M.

On motion by Mrs. Rosen seconded by Mrs. Brantman and passed 4-0, the Board moved to immediately adjourn into executive session for the purpose of discussing the employment history of a particular person, Taylor Law Negotiations, pupil personnel matters, potential litigation matters and to seek legal counsel.

Mr. Satran arrived at 7:02 P.M.

On motion by Mrs. Brantman, seconded by Mr. Haberman and passed 5-0, the Board moved to return to public session at 8:12 P.M.

The following work-session items were discussed:

- Athletic Mergers
- Affordable Care Act Resolution
- Superintendent's Evaluation Tool
- Board goals 2013-2014
- Food Services Consultant Contract – Mr. Wasserman asked advice from counsel whether he should recuse himself from the discussion because of a tiny indirect interest in Aramark Food Services. Counsel advised that it was not a conflict if he had interest of less than 5%. Mr. Wasserman confirmed that this was the case therefore no conflict exists.
- Actuarial Services Contract –GASB 45

The following policy work session items were reviewed:

- Public Participation at Board Meetings # 1230 –This was tabled for the next meeting.
- 1st reading of policy on Soliciting Funds for Non-School Purposes #1511
- 1st reading of policy on Student Records # 7260
- 1st reading of policy on Student Records Access #7261
- 1st reading of policy on Execution of Policy: Administrative Regulations # 1420

The following policy financial session items were reviewed:

- Claims Auditor's Report – December 2013
- Review of the minutes of the Audit Committee held January 7, 2014 – Mr. Wasserman addressed concerns raised by a community member regarding the June 30, 2013 financial

statements. At the next Audit Committee meeting these will be addressed and next steps will be determined.

- Budget transfers requiring pre-approval
- Budget transfers through Jan. 21, 2014

APPROVAL OF MINUTES

On motion by Mrs. Brantman, seconded by Mr. Haberman, and passed 5-0, it is hereby

RESOLVED, that the Board of Education does hereby approve the minutes of the Board of Education meeting held in January 14, 2013 as amended.

CONSENT AGENDA

On motion by Mrs. Brantman, seconded by Mr. Haberman, and passed 5-0, the Board moved to approve the following consent agenda items:

- a. RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education does hereby accept, with appreciation, the BMEF grant awarded to four teachers to attend Content-Area Literacy: Comprehension, Collaboration and Inquiry by Smokey Daniels on March 7, 2014.
- b. RESOLVED, that the Board of Education does hereby accept the resignation of Dana Bisaccia, Teaching Assistant, effective January 24, 2014.

- c. RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education does hereby approve the following athletic mergers for the 2014-15 school year:

Varsity and Modified Football	Briarcliff & Elmsford
Varsity Gymnastics	Briarcliff, Eastchester & Edgemont
Varsity Ice Hockey	Briarcliff, Pleasantville, Valhalla & Greenburgh

- d. RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education does hereby approve the appointment of the following Spring coaching assignment:

Coaching Assignment	Employee	New or Incumbent	Stipend
Girls' V Lacrosse Head Coach	Diane Haddeland	New	\$6,189

- e. RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education does hereby approve the appointment of the following volunteer coaches for open gym: Diane Haddeland, Paul Zeidan & Danielle Fiore

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- f. RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education does hereby approve the appointment of Diane Haddeland, who has Initial Physical Education and Initial Health Education certification, as substitute teacher
 - g. RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education does hereby approve SEDCAR-1 for (ASEPS) “Approved Special Education Programs” allocation to be funded through Federal Grant Fund Sections 611 and 619 for the 2013-2014 fund disbursement.
 - h. RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education does hereby approve the budget transfer in the amount of \$86,133 to move the budget amount for Occupational Education expenditures to the proper code.
 - i. RESOLVED, that the Board of Education does hereby accept the Claims Audit Report for December 2013.
 - j. RESOLVED, that the Board of Education does hereby accept the minutes of the Audit Committee meeting dated January 7, 2014 as recommended by the Audit Committee.
 - k. WHEREAS, pursuant to the provisions of The Patient Protection and Affordable Care Act (“ACA”) for variable hour employees, the District is required to establish a Standard Measurement Period, adopt an Administrative Period, and a Stability Period:

NOW, THEREFORE, BE IT RESOLVED, the Board of Education establishes the following periods for the categories of variable hour employees set forth below:

<u>Category of Employee</u>	<u>Standard Measurement Period (SMP) Administrative Period, and Stability Period</u>
Category 1: Per Diem Substitute Teachers	SMP: Six (6) Months Administrative Period: Thirty (30) Days Stability Period: Six (6) Months
Category 2: All other variable hour employees (e.g. : non-pedagogical substitutes, coaches, activity supervisors, and substitute administrators)	SMP: Twelve (12) Months Administrative Period: Thirty (30) Days Stability Period: Twelve (12) Months

ACTION ITEMS

Certification of the January 21, 2014 Community Bond Vote

On motion by Mrs. Brantman, seconded by Mr. Haberman, and passed 4-1, it is hereby

RESOLVED, that the Board of Education does hereby affirm the results the Community Bond Vote held on January 21, 2014 as referenced within the minutes of this meeting.

Mr. Wasserman voted nay.

Bond Resolution

On motion by Mrs. Brantman, seconded by Mr. Haberman, and passed 4-1, the Board moved to approve the following resolution:

WHEREAS, at the Special District Meeting duly called and held on January 21, 2014, in the Briarcliff Manor Union Free School District, in the County of Westchester, New York (the "District"), the qualified voters present and voting approved a Bond Proposition authorizing the construction of a site and facilities improvement project consisting of (i) the construction of site remediation improvements at the High School/Middle School practice field, at the estimated cost of \$2,032,626; (ii) asbestos removal at Todd Elementary School, at the estimated cost of \$218,340; and (iii) the acquisition of a parcel of land consisting of approximately 1.82 acres located adjacent to the High School/Middle School Campus and the Taconic State Parkway, at the estimated cost of \$25,000, all at the estimated total cost of \$2,275,966; and such qualified voters then present and voting further authorized the Board of Education to levy and collect a tax to be collected in annual installments to pay the principal of and interest on the \$1,525,000 serial bonds authorized to be issued;

Now, therefore, THE BOARD OF EDUCATION OF THE BRIARCLIFF MANOR UNION FREE SCHOOL DISTRICT, IN THE COUNTY OF WESTCHESTER, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Education) AS FOLLOWS:

Section 1. The Briarcliff Manor Union Free School District, in the County of Westchester, New York, is hereby authorized to undertake a site and facilities improvement project consisting of (i) the construction of site remediation improvements at the High School/Middle School practice field, substantially as referred to and described in a plan dated October 30, 2013, including (as and where required), slope stabilization, site remediation, the construction of a retaining wall; track, field, drainage, irrigation and parking lot improvements; and the installation of new fencing; at the estimated cost of \$2,032,626; (ii) asbestos removal at Todd Elementary School, at the estimated cost of \$218,340; and (iii) the acquisition of a parcel of land consisting of approximately 1.82 acres located adjacent to the High School/Middle School Campus and the Taconic State Parkway, in the Town of Mount Pleasant, in said District, as further described as Section 105.07, Block 2, Part of Lot 3, at the estimated cost of \$25,000; all

of the foregoing to include the original equipment, machinery, furnishings, apparatus, and all ancillary and related site, demolition and other work required in connection therewith. The estimated total cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$2,275,966 and said amount is hereby appropriated therefor, including the appropriation of \$750,966 from the District's "Property Loss Reserve Fund". The plan of financing includes the expenditure of said \$750,966 and the issuance of \$1,525,000 serial bonds of the District to finance the balance of said appropriation, and the levy and collection of taxes on all the taxable real property in the District to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the District in the amount of \$1,525,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance a portion of said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the purpose set forth in Section 1(i) of this resolution for which a portion of serial bonds are authorized to be issued pursuant to this resolution, within the limitations of Section 11.00 a. 19(c) of the Law, is fifteen (15) years.

(b) The period of probable usefulness applicable to the purposes set forth in Section 1(ii) and Section 1(iii) of this resolution for which a portion of serial bonds are authorized to be issued pursuant to this resolution, within the limitations of Section 11.00 a. 94 of the Law, is thirty (30) years.

(c) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the District for expenditures made for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the District, payable as to both principal and interest by general tax upon all the taxable real property within the District without limitation of rate or amount.

The faith and credit of the District are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the District by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Board of Education relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of all bonds herein and heretofore authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the President of the Board of Education, the chief fiscal officer of the District.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the District is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the District Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in “*The Journal News*” and “*The Gazette*,” two newspapers each having a general circulation within the District and hereby designated the official newspapers of said District for such publication.

Mr. Wasserman voted nay.

Change Order

On motion by Mrs. Brantman, seconded by Mr. Haberman, and passed 5-0, it is hereby

RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education does hereby approve the following credit change order item related to the \$10.525MM capital project for the Electrical contractor Filingeri Electrical Contracting Corporation.

Item #	Project #	Description	Amount
A	66-14-02-02-004-012	Credit – Unused Contingency allowance	(\$2,250.00)
		TOTAL	(\$2,250.00)

Actuarial Services-GASB 45

On motion by Mrs. Brantman, seconded by Mr. Haberman, and passed 5-0, it is hereby

RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education does hereby approve the cost proposal for providing full GASB 45 post-employment actuarial services for the fiscal year ending June 30, 2014 from Armory Associates LLC in the amount of \$7,400.

Food Services Consultants

On motion by Mrs. Brantman, seconded by Mr. Haberman, and passed 5-0, it is hereby

RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education does hereby approve the contract, upon approval of same by the School Attorney, in the amount of \$7,800 from H.M.B. Consultants for the purpose of developing contract specifications for the operation of the district's Child Nutrition Program by a Food Service Management Company and authorizes the Board President to execute such contract on behalf of the District.

On motion by Mrs. Brantman, seconded by Mr. Haberman, and passed 5-0, the Board moved to adjourn the public meeting at 10:58 P.M. and enter into executive session for the purpose of discussing the employment history of a particular person, Taylor Law Negotiations, pupil personnel matters, potential litigation matters and to seek legal counsel.

On motion by Mrs. Brantman, seconded by Mr. Satran and passed 5-0, the Board moved to appoint Mrs. Rosen as Clerk Pro Tem.

On motion by Mrs. Brantman, seconded by Mr. Haberman and passed 5-0, the Board moved to adjourn the executive session and return to public session at 11:40 P.M.

On motion by Mrs. Brantman, seconded by Mr. Haberman and passed 5-0, the Board moved to adjourn the public session at 11:41 P.M.