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Present: Mr. Jonathan Satran, Vice President; Mr. Johnathan Satran, Vice President; Mrs. Jennifer Rosen, Mr. Paul Wasserman, Mrs. Jan Fisher

Absent: Mr. Michael Haberman, President

Also Present: Mr. James Kaishian, Superintendent of Schools; Ms. Linda Peters, Asst. Superintendent for Finance & Operations; Juanita Brockett, District Clerk

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Call to Order: The Briarcliff Manor Board of education held a meeting on Tuesday, December 15, 2015 in the District Office Conference Room and the meeting was called to order by Mr. Satran at 7:34 A.M.

### **ACTION ITEM**

On motion by Mrs. Rosen, seconded by Mrs. Fisher and passed 4-0, the Board moved to approve the following resolution:

WHEREAS, the District is having problems with the electrical system servicing Briarcliff Middle School and Briarcliff High School (the “Schools”) resulting in the loss of power at one or both of such schools on one or more days; and

WHEREAS, emergency actions have been taken to the electrical system in order to restore power to the Schools, to enable them to remain open for students, staff and others, which is only a temporary solution and which has not been effective in terms of maintaining power to Briarcliff Middle School; and

WHEREAS, the lack of a functional and operational electrical system resulting in the inability to provide power to one or both of the Schools implicates the safety, health and welfare of the students, staff and visitors as well as the education of the students if the building cannot remain open and used as a school; and

WHEREAS, the District’s Architects and an electrical contractor have been engaged to determine the scope and extent of the problem with respect to the electrical system servicing the Schools, as well as to determine how to resolve the problem; and

WHEREAS, the Board is empowered to determine that the expense of these activities is an ordinary contingent expense within the meaning of §2023 of the New York State Education Law and §170.2(l) of the Regulations of the Commissioner of Education and that the project constitutes an emergency within the meaning of §103 of the General Municipal Law to allow for the temporary measures to restore power to the Schools, as well as to replace the electrical system, to the extent necessary, on an immediate basis without the necessity of competitive bidding;

THEREFORE, BE IT RESOLVED, that the Board of Education hereby determines and declares that the cost of the temporary and permanent measures to enable the Briarcliff Middle School and Briarcliff High School buildings to remain open as well as the replacement of the electrical system, to the extent necessary, in order to permit students and staff to continue to occupy the Schools, including incidental costs and expenses, constitutes an ordinary contingent expense within the meaning of §2023 of the Education Law and §170.2(l) of the Regulations of the Commissioner of Education, and constitutes an emergency within the meaning of §103 of the General Municipal Law and hereby authorizes the expenditure of those funds necessary for such purposes; and

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BE IT FURTHER RESOLVED, that the Board hereby determines that the temporary measures utilized by the District to enable one or both of the Schools to remain open, as well as the replacement/reconstruction of the electrical system servicing the Schools will not have a significant environmental impact and declares this project to be a Type II Action pursuant to '617.5(c)(1), (2) and/or (8) of the State Environmental Quality Review Act regulations, and no further action is required; and

BE IT FURTHER RESOLVED that the Board hereby authorizes the Superintendent of Schools to make transfers between and within functional unit appropriations in the general fund in order to pay the costs of this ordinary contingent expense, and to transfer such funds as may be needed to pay the costs of such project from the general fund to the capital fund.

Adjournment: On motion by Mrs. Rosen, seconded by Mrs. Fisher and passed 4-0, the Board moved to adjourn the meeting at 7:58 A.M.