

**BRIARCLIFF MANOR BOARD OF EDUCATION
MEETING MINUTES**

April 16, 2012

Present: Mr. Guy Rotondo, President; Mrs. Rosella Ranno, Vice President;
Mr. Eric Bashford, Mr. Sal Maglietta, Mrs. Jennifer Rosen

Absent: Mr. John Alecci, Student Board Rep.

Also Present: Mr. Neal Miller, Superintendent of Schools; Mr. Stuart Matthey, Asst.
Superintendent for Business & Technology; Mr. David Shaw; Ms. Juanita
Brockett, District Clerk

The Board of Education held a meeting on Monday, April 16, 2012 and was called to order by Mr. Rotondo at 7:32pm.

Mr. Rotondo and Mr. Bashford announced that they will not be seeking re-election to the Board of Education.

PRESENTATIONS

Mr. Miller and Mr. Matthey presented an updated proposed 2012-2013 school budget.

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

RESOLVED, that the Board of Education does hereby adopt a School Budget for the 2012-2013 school year in the amount of \$47,650,000, and ratify the Property Tax Report Card referenced therein.

CONSENT AGENDA

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

- a. RESOLVED, that the Board of Education does hereby accept, with thanks, the following grant donations from the BMEF:

Grant #	Applicant Name	Project Title	School	Amount Approved	Comments
BMEF.2012.3	Margie Alley, Connie Welsh (BMCC)	Freedom from Chemical Dependency (next school year)	BMS & BHS	\$1000	
BMEF.2012.4	John C. Banks	French Horns (x5)	BMS & BHS	\$ 11,600	
BMEF.2012.5	Theodore Sandomenico	Hydroponic Window Farms (x3)	BMS & BHS	\$1,275	
BMEF.2012.6	Wilma Messenger	Audio Equipment (x5 microphones and	Todd	\$1,995	Note: funds to be expended

		transmitters)			prior to May 2012
BMEF.2012.7	Tara Phethean	Portable LCD HD TV	Todd	\$1,144	
BMEF.2012.8	Bonnie Seligson, Christina Franchi, Jeanne Smith	3 Smart Document Cameras	Todd	\$2,097	
BMEF.2012.9	K-Team Bonnie Seligson	Sign Language Program	Todd	\$1,900	
BMEF.2012.10	Susan Howard	Middle School Lobby Display (monitor)	BMS	\$2,037	
BMEF.2012.11	Roxanne Ritacco	Plein Air Painting Outdoor Table	BMS	\$948	
BMEF.2012.12	Roxanne Ritacco	Greening Small Plot (Shrubs or Plants)	BHS	\$350	Keep Nursery Receipts (will guarantee plants)
BMEF.2012.13	Robert Saar, Kim Dyer & N. Chervin	Comparison Microscopes for Forensic Sci. & Biology	BHS	\$3,700	
				\$28,046	

**Out of Cycle Grants
Funded**

BMEF.2012.1	Julie Gallagher	Gizmos Subscription for interactive software program to enhance science and math curriculum.	BMS	\$ 1,500	Approved via e-mail Feb. 2012
BMEF.2012.2	Margie Alley, Connie Welsh (BMCC)	Freedom from Chemical Dependency (spring 2012)	BMS & BHS	\$ 1,000	Approved via e-mail March 2012
				\$2,500	

Grand Total of 2012 Grants \$ 30,546

- b. RESOLVED, that the Board of Education does hereby accept, with thanks, the donation of Portable Indoor/Outdoor Scoreboard from the Briarcliff Booster Club. Estimated value \$700.00.

- c. RESOLVED, that the Board of Education does hereby accept, with thanks, the donation of 2 Lacrosse Goals from the Briarcliff Manor Youth Lacrosse Club. Estimated value \$700.00.
- d. RESOLVED, that the Board of Education does hereby accept, with thanks, the donation of drum sets and accessories from Karie and Jeffrey Miller. Estimated value \$300.00
- e. RESOLVED, that the Board of Education does hereby accept the resignation, with appreciation, of Elizabeth Breslin for the purpose of retirement effective June 30, 2012.
- f. RESOLVED, that the Board of Education does hereby accept the resignation, with appreciation, of Virginia Fitzgerald for the purpose of retirement effective June 30, 2012.
- g. RESOLVED, that the Board of Education does hereby accept the resignation, with appreciation, of Maria Gallo-Barone for the purpose of retirement effective June 30, 2012.
- h. RESOLVED, that the Board of Education does hereby accept the resignation, with appreciation, of Marjorie Luken for the purpose of retirement effective June 30, 2012.
- i. RESOLVED, that the Board of Education does hereby accept the resignation, with appreciation, of Joan O'Neil for the purpose of retirement effective June 30, 2012.
- j. RESOLVED, that the Board of Education does hereby approve Lori Galvin as a volunteer coach for open gym for the 2012-2013 fall and winter season:
- k. RESOLVED, that the Board of Education does hereby approve the Health Services Contract with the Harrison Central School District in the amount of \$3,169.08 for 3 Briarcliff students attending School of the Holy Child.
- l. RESOLVED, that the Board of Education does hereby approve the CSE/CPSE & 504 Committee Recommendations made through March 30, 2012.
- m. RESOLVED, that the Board of Education does hereby approve the following lowest bid vendor awards:

Plumbing	L.I. Reilly
Turf Maintenance	Alternative Healthcare
Hydroxipro Cleaning Solution	Wise Supply
HVAC/Refrigeration Maintenance	Johnson Controls
Electrical Maintenance	Delta Electrical
Electrical New	Delta Electrical
Concrete	Polzella Construction
Asphalt	Polzella Construction

- n. RESOLVED, that the Board of Education does hereby approve budget transfers in the amount of \$2,110,128.22 between payroll codes to cover payroll expenses through June 30, 2012.

ACTION ITEMS

SRP Supplemental Memorandum of Agreement

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

RESOLVED that the Board hereby approves the terms of a Supplemental Memorandum of Agreement between the District and the Briarcliff School Related Professions, dated march 26, 2012, that extends the right of retirees from its bargaining unit to add to their individual health insurance coverage, family coverage at their sole expense, where applicable. A copy of said Supplemental Memorandum of Agreement, as presented to the Board at this meetings, shall be incorporated by reference within the minutes of this meeting.

Tax Certiorari Refund

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

1. RESOLVED, that the Board of Education does hereby authorize the refund of taxes due for the property with tax identification number 98.07-1-4, Units 1-82 as required by the terms of the Consent Judgment.

BE IT FURTHER RESOLVED, that the Board of Education does hereby approve an increase to budget line A1930.400 (Judgment and Claims) in the amount of \$218,346.56. This expenditure represents tax certiorari refunds due for the 2011-12 school tax year in accordance with the terms of the Consent Judgment and will be funded from the Tax Certiorari Reserve.

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

2. RESOLVED, that the Board of Education does hereby authorize the refund of taxes due for the property with tax identification number 90.18-1-66 as required by the terms of the Consent Judgment.

BE IT FURTHER RESOLVED, that the Board of Education does hereby approve an increase to budget line A1930.400 (Judgment and Claims) in the amount of 27,800.54. This expenditure represents tax certiorari refunds due for the 2008-09 and 2009-10 school tax years in accordance with the terms of the Consent Judgment and will be funded from the Tax Certiorari Reserve.

Tax Certiorari: Refund Rescindment

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

RESOLVED, that the Board of Education hereby rescinds the Resolution – Tax Certiorari #1 (regarding Tax ID #97.16-1-9) approved by the Board at the Board meeting of January 23, 2012.

Tax Certiorari Reserve Fund Establishment

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

1. RESOLVED, that the Board of Education approves an increase into the Tax Certiorari Reserve Fund (TCRF) in the amount of \$520,570 for the payment of judgments in pending tax certiorari proceedings for the 2011 assessment year (school tax year 2012-13) and authorizes the transfer of such amount from the unappropriated fund balance of the general fund to the TCRF.

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

2. RESOLVED, that following the review of the status of pending tax certiorari proceedings prior to the 2011 assessment year, the Board of Education approves the return of the following sums, plus accrued interest, to the general fund:

\$293,049 from the 2010 assessment year (2011-12 school tax year) TCRF
\$122,145 from the 2009 assessment year (2010-11 school tax year) TCRF
\$113,923 from the 2008 assessment year (2009-10 school tax year) TCRF
\$108,412 from the 2007 assessment year (2008-09 school tax year) TCRF

Transportation Contract Extension (out-of-district)

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

RESOLVED, that the Board of Education hereby extends the contract with Briarcliff Bus Company for out-of-district student transportation for one year, for the 2012-2013 school year, at a 2% price increase, which is in compliance with Part 156 of the Commissioner's Regulations and authorizes the Superintendent of Schools and Board President to execute such contract extension. A copy of said contract extension shall be incorporated by reference within the minutes of this meeting.

Education Data Services

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

RESOLVED, that the Board of Education does hereby approve the contract with Education Data Services, Inc. for 2012-13 school year licensing and maintenance fees in the amount of \$3,740.00 for participation in cooperative bidding for school supplies.

BOCES IPA (e.g Smart Boards, Wyse Terminals...)

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

WHEREAS, the Board of Education of the Briarcliff School District desires to enter into a five year contract with the Southern Westchester BOCES in order for the Lower Hudson Regional Information Center to furnish certain computer services to the District pursuant to Education Law 1950 (4) (JJ), both parties are in agreement on the following:

1. Computer services to be rendered through Southern Westchester BOCES will require the purchase of hardware and software.
2. As part of this service agreement, Southern Westchester BOCES will obtain financing through an installment purchase agreement, for the purchase of equipment and software necessary to deliver the computer services.
3. Briarcliff School District hereby agrees to pay the total contract cost to the Southern Westchester BOCES. The District further acknowledges its responsibility for the 60 payments to the Southern Westchester BOCES to cover principal and interest.
4. In the event that the Briarcliff School District desires to prepay the outstanding balance prior to the completion of the term of this agreement, any applicable penalties and/or interest charges will also be a liability to the School District.
5. The equipment is the property of the Southern Westchester BOCES. Upon final payment of the Installment Purchase Agreement, the District shall have continued use of the equipment for the next ten years at no cost, with or without the purchase of services through the Lower Hudson Regional Information Center. In the event the district is not purchasing services through the Lower Hudson Regional Information Center, the District will be billed the annual insurance premium on the equipment.
6. At the conclusion of the ten-year period, the District may purchase the equipment at fair market value. It is further agreed that the district will pay all BOCES invoices in full and within 30 days of the invoice date. Appropriate credits and/or charges for any given billing period will be applied to the subsequent month's invoice
7. NOW, THEREFORE, it is RESOLVED, that the Board of Education of the Briarcliff School District agrees to enter into a contract with the Southern Westchester BOCES, for the provision of said services to the District, as noted in Schedule A in an amount not to exceed \$1,260,400 plus \$115,332 for applicable interest for a period of five years.

Sive Paget & Riesel, PC

On motion by Mr. Rotondo, seconded by Mrs. Rosen, and passed 5-0, the resolution was amended to insert the following line at the end of the resolution: *The document retention post file closing will be not less than 6 years.*

On motion by Mr. Rosen, second by Mr. Bashford and passed 5-0, the following resolution was approved as amended.

RESOLVED that the Board of Education hereby engages the services of Sive Paget & Riesel, PC, to provide pre-litigation legal services as described in an engagement letter dated April 16, 2012, as presented to the Board at this meeting. A copy of the engagement letter shall be incorporated by reference within the minutes of this meeting. The document retention, post file closing will not be less than 6 years.

Bryan Cave LLP

On motion by Mr. Bashford, seconded by Mrs. Ranno and passed 5-0, it is

RESOLVED that the Board of Education hereby engages the services of Bryan Cave LLP, to provide legal services in the nature of insurance coverage review as described in an engagement letter dated April 16, 2012, as presented to the Board at this meeting. A copy of the engagement letter shall be incorporated by reference within the minutes of this meeting.

On motion by Mr. Bashford, seconded by Mrs. Rosen and passed 5-0, the Board moved to adjourn the meeting at 9:16pm.