

Date: **Tuesday, December 1, 2009**
 Place: Upper Nyack School
 Kind of Meeting: **Regular Meeting**

Members Present: Amy Applebaum, President
 Thomas LaColla, Vice President
 Bryan Burrell, Trustee
 Claudette Clarke, Secretary
 Michael Lagana, Trustee
 Claudette Jimerson, Trustee
 Michael Mark, Trustee
 Chloe Soukas, Student Representative
 (left at 9:45 PM)

Members Absent: None

Others Present: Dr. Valencia Douglas, Superintendent
 Walter Woodhouse, Ass't Supt. For Instruction
 Gail Fleur, District Clerk
 Community Members
 Staff Members

President Applebaum called the public meeting to order at 6:02 PM.

Trustee Mark moved and Trustee Clarke seconded to go into Executive Session for discussion of particular personnel.

Motion Approved (7-0)

Trustee Lagana moved and Trustee LaColla seconded to adjourn from Executive Session at 7 25 PM and reconvene to Public Session. The Pledge of Allegiance was recited.

Motion Approved (7-0)

Trustee Lagana moved and Trustee Mark seconded to approve the agenda.

Motion Approved (7-0)

President's Report

- Commended school play
- NAACP community meeting on relationships excellent
- Arts Angels fundraiser next week

Superintendent's Report

- Block scheduling school visit this week
- First quarter cumulative grades on report card missing – new system
- Introduced Principal of Upper Nyack School, Dr. Anne Roberts, who showed a DVD of the School's Science Fair.

Student Representative Report

Chloe Soukas reported on school events.

Board of Education Reports/New Business

Board members reported on events they attended and issues of their concern.

Citizens Proposals, Questions and Concerns:

Issues Raised:

- Resignation of Liberty teacher, Tim Waples and lack of communication
- Read statement about a FOIL request involving Dr. Douglas and rumors about a District employee doing work for a Board Trustee (see attached document read).
- Praise for Dr. Douglas
- Complaint about the closure of District Tennis Courts and the location where games are played now by the Girls Tennis
- Doors unlocked at Liberty School with no security guard present

WORKSHOP (42:17 on podcast)

Family Resource Center Presentation by Harriet Cornell, Chairperson of the Rockland Legislature and Chairwoman of Rockland 21C Collaborative for Children and Youth and Anne Nissen, the organization's coordinator.

Math, Science and Earth Science Updates: Assistant Superintendent for Instruction, Walter Woodhouse, and Orande Daring the Math Department Chairpersons presented.

Discussion Policy #5500 (Sending Students Records To Colleges): Dr. Douglas suggested possible revision of the policy now that colleges are requiring the sending of disciplinary records. Revision would be to send the most egregious discipline issues, with policy language worked on with legal counsel. Discussion ensued and there were varied opinions given by Board members. President Applebaum requested that Board members think about the issue and that it be placed again on a future agenda.

First Reading Policy #2360 (Board Minutes): Revision of the policy would be to simplify the minutes to mention in broad terms the areas on the agenda and have the motions to approve or disapprove action as required by law. The meeting podcasts now have the entire discussion and will be indexed so the public will know the time when workshops and action are discussed and can go easily to these areas. President Applebaum said the policy on recording of Board meetings should also be revised.

ACTION (1:45:15 on podcast)

Citizens' Questions:

- What are the Special Counsel and Compliance Officers being appointed on the agenda? Legal Counsel, Ralph DeMarco, has advised the Board that this must be kept confidential.
- Concern that the Board has had more Executive Sessions than usual and concern that there may be non adherence to the Open Meeting Law. He was assured that Legal Counsel and that the Board takes the Open Meetings Law seriously and all Executive Sessions were in legal compliance.

GENERAL

Second Reading Public Participation Policy #1230

President Applebaum said she approved of most of the changes suggested at the last meeting when she wasn't present, but asked for a small amendment.

Trustee Burrell moved and Trustee Clarke seconded to make the amendment of returning the word President where it was before.

Motion Approved (7-0)

Trustee Burrell moved and Trustee Mark seconded to approve the policy (see attached).

Motion Approved (7-0)

Minutes October 06 & 20, 2009

Trustee Mark moved and Trustee Clarke seconded to take the minutes of October 6 and 20, 2009 off the table. (*Minutes were tabled since Trustee Lagana had an issue and wasn't present.*)

Motion Approved (7-0)

Trustee Clarke moved and Trustee Mark seconded to approve the minutes from October 6 and 20, 2009.

Motion Approved (7-0)

Library Vote and Polling Place

Trustee Mark moved and Trustee Clarke seconded to approve the following:

BE IT RESOLVED, THAT a special district meeting for additional appropriations for the Nyack Free Association Library and the Valley Cottage Free Association Library be held on February 9, 2010 and that for this special district meeting the polling locations shall be as follows: District #1 - Nyack Library District #2 - Valley Cottage Library

Motion Approved (6-1)

Trustee Lagana No -

He would like the Library vote to be held on the day of the Budget Vote for greater turnout.
(*This is under the purview of the Library*)

Approval of President Applebaum attendance at NYSSBA Bullying Conference

Trustee Mark moved and Trustee Clarke seconded to approve the following:

BE IT RESOLVED, That President of the Nyack Board of Education, AMY APPLEBAUM, be given approval for travel and hotel expenses to attend the New York State School Board Association 21st Century Bullying Conference and Its Implications for Schools on December 10, 2009 in Albany, NY.

Motion Approved (7-0)

INSTRUCTION

Committees on Special Education

Trustee Burrell moved and Trustee Lagana seconded to table student file #157070 from the Committee recommendations.

Motion Approved (7-0)

Trustee LaColla moved and Trustee Mark seconded to approve the following resolutions:

BE IT RESOLVED, that the recommendations of the Committees on Special Education be approved.

and

Business (Gift/Donations)

BE IT RESOLVED: That the Board of Education hereby accepts gifts/grants from the following donors:

Rockland 21C Collaborative - \$25,000.00 grant for the 2009-10 school year to support the Family Resource Center.

Florence Katzenstein/Jan Doornbosch – A donation of daffodil bulbs in celebration of the 400th Anniversary of the discovery of the Hudson River.

Motions Approved (7-0)

PERSONNEL

Trustee Mark moved and Trustee LaColla seconded to approve the following resolutions:

Rescind Staff Appointments

BE IT RESOLVED, that the Board of Education, on the recommendation of the Superintendent of Schools, rescinds the appointment of **SEAN CONKLIN** as Head Varsity Wrestling Coach, Nyack High School, from BOE meeting October 20, 2009.

BE IT RESOLVED, that the Board of Education, on the recommendation of the Superintendent of Schools, rescinds the appointment of **ARIANA LOPEZ** as Club Co-Advisor, ASPIRA, Nyack High School, from BOE meeting October 6, 2009.

BE IT RESOLVED, that the Board of Education, on the recommendation of the Superintendent of Schools, rescinds the appointment of **ROXANA JUAREZ** as Club Co-Advisor, ASPIRA, Nyack High School, from BOE meeting October 6, 2009.

Staff Appointments

BE IT RESOLVED, that the Board of Education, on the recommendation of the Superintendent Schools, appoints Jessica Gogatz to the position of Teaching Assistant, Upper Nyack Elementary School, effective December 2, 2009 at Step 1, \$14,552.10, prorated \$10,147.14.

BE IT RESOLVED, that the Board of Education, on the recommendation of the Superintendent of Schools, appoints **DAVID DANAHY** to the Civil Service position of Security Aide, Nyack School District, effective December 2, 2009, at a salary of **\$15.25 per hour, per recent contract settlement**, pending Civil Service approval.

Staff Resignations

BE IT RESOLVED, that the Board of Education, on the recommendation of the Superintendent of Schools, accepts the resignation of **FRANK PREGIATO**, Assistant Varsity Wrestling Coach, Nyack High School, effective December 2, 2009, for the purpose of accepting the position of Head Varsity Wrestling Coach, Nyack High School.

BE IT RESOLVED, that the Board of Education, on the recommendation of the Superintendent of Schools, accepts the resignation of **STEPHEN D'AURIA**, Club Advisor, S.A.D.D., Nyack High School, effective December 2, 2009, for purpose of accepting position as Club Co-Advisor, S.A.D.D., Nyack High School, effective December 2, 2009.

BE IT RESOLVED, that the Board of Education, on the recommendation of the Superintendent of Schools, accepts the resignation of **MARK MANGAN**, Security Aide, Nyack High School, effective November 30, 2009.,

2009-10 Coaching Winter Recommendations

Sport	Name of Coach	Pos/Step	Service	Stipend	Longevity	Total
Head Varsity Wrestling	Frank Pregiato	B/I	1	5927		5927
Assistant Wrestling	Eddie Timmons	F/I	1	4143		4143
Volunteer Assistant Wrestling	Sean Conklin					
Modified Girls Basketball	Lou Liggio	I/1	1	2869		2869

BE IT RESOLVED, on the recommendation of the Superintendent of Schools, that the individual named above be appointed to the terms set forth

Additional Co-Curricular Advisors

BE IT RESOLVED, that the Board of Education, on the recommendation of the Superintendent of Schools, appoints the individuals named herein to the terms set forth.

ACTIVITY	ADVISOR	STIPEND
ASPIRA	Lucia Pichardo	\$1294.00*
S.A.D.D.	Judith King-Sippel	\$ 629.50*
	Stephen D'Auria	\$ 629.50*
Spanish Club/Spanish Honor Society	Rebecca Pence	\$ 1387.00*

Settlement Agreements

BE IT RESOLVED that the Board of Education authorizes the President of the Board to execute a Stipulation of Settlement for student #1695.

BE IT RESOLVED, that the Board of Education of the Nyack Union Free School District hereby approves and agrees to the execution, by the President of the Board of Education, of a certain settlement agreement involving employee ID #01459, effective November 10, 2009.

Motions Approved (7-0)

Appointment of Special Counsel/Special Compliance Officer

Trustee LaColla moved and Trustee Lagana seconded to approve the following:

BE IT RESOLVED, that the Board of Education hereby appoints the law firm of Kuntz, Spagnuolo & Murphy, P.C., as special counsel/special compliance officer at the hourly rate of \$190.00 to conduct an investigation regarding a certain confidential personnel matter listed on Confidential Sheet "A", which was previously reviewed by the members of the Board of Education.

Motion Approved (7-0)

Appointment of Special Counsel/Special Compliance Officer

Trustee LaColla moved and Trustee Lagana seconded to approve the following:

BE IT RESOLVED, that the Board of Education hereby appoints the law firm of Kuntz, Spagnuolo & Murphy, P.C., as special counsel/special compliance officer at the hourly rate of \$190.00 to conduct an investigation regarding a certain confidential personnel matter listed on Confidential Sheet "B", which was previously reviewed by the members of the Board of Education.

Motion Approved (4-3)
Trustees Mark, Applebaum and Clarke No

Trustee Mark moved and Trustee Lagana seconded to adjourn at 9:45 PM and adjourn.

Motion Approved (7-0)

Respectfully submitted,

Gail Fleur
District Clerk