**SOUTH LEWIS CENTRAL SCHOOL DISTRICT**

**REGULAR BOARD MEETING – TUESDAY, DECEMBER 18, 2018**

**MIDDLE/HIGH SCHOOL BOARD ROOM**

BOARD Thomas Burmingham Scott Chrzanowski Dawn Ludovici

MEMBERS Paul Campbell Andrew Liendecker Richard Ventura

PRESENT: Jessica Carpenter Michael Lisk Barry Worczak

OTHERS Douglas Premo, Superintendent

PRESENT: Barry Yette, Business Administrator and Clerk of the Board

Chad Luther, High School Principal

Christine Flansburg, Elementary Principal

Christopher Villiere, Elementary Principal

Catherine Littlefield, Director of Special Education

C. Brian Oaks, Director of Health, Phys. Ed., Athletics and Safety

Scott Carpenter, Director of Information Technology

Deborah Domagala, Data and Curriculum Coordinator

Richard Poniktera, Director of Facilities

Mark Austin, SL SRP President

Anne Huntress, SLTA Member

Mike Comet, SLTA Member

Mike Ebertz and Kurt Vater, SEI Design Group

Andy Watkins, Landscape Engineer

Taylor Goldthwait, Appel Osborne Landscape Architecture

Barry Worczak, Board President, called the Regular Meeting to order at 6:32 p.m., immediately following the Audit Committee Meeting. A moment of silence was observed and the Pledge of Allegiance was recited.

**APPROVAL OF MINUTES**

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| 186. | Mr. Ventura moved, Mrs. Ludovici seconded, that the minutes of the November 19, 2018 Regular Meeting be approved.  Motion carried unanimously | APPROVAL OF MINUTES |

**SCHEDULE OF BILLS, TREASURER’S REPORTS, BUDGET ADJUSTMENTS & TRANSFERS**

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| 187. | Mr. Burmingham moved, Mr. Campbell seconded, that the following motions be approved as presented.  Motion carried unanimously |  |
|  | 1. GENERAL FUND   Resolved that in accordance with the recommendation of the Superintendent of Schools, checks be issued in payment of November bills as duly audited in the amount of $1,722,799.44 from the General Fund.   1. SCHOOL LUNCH FUND   Resolved that in accordance with the recommendation of the Superintendent of Schools, checks be issued in payment of November bills as duly audited in the amount of $89,423.73 from the School Lunch Fund.   1. SPECIAL AID FUND   Resolved that in accordance with the recommendation of the Superintendent of Schools, checks be issued in payment of November bills as duly audited in the amount of $90,454.62 from the Special Aid Fund.   1. TRUST & AGENCY FUND   Resolved that in accordance with the recommendation of the Superintendent of Schools, checks be issued in payment of November bills as duly audited in the amount of $1,354,224.26 from the Trust & Agency Fund. | SCHEDULE OF BILLS |
|  | Resolved that, upon the recommendation of the Superintendent of Schools, the Treasurer’s Reports for November, 2018 be accepted. | TREASURER’S REPORTS |
|  | Resolved that, upon the recommendation of the Superintendent of Schools, November budgetary adjustments and transfers be made in the amount of $10,823.92. | BUDGET ADJUSTMENTS & TRANSFERS |

**INFORMATION-REPORTS-PROPOSALS-SUPERINTENDENT AND STAFF**

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|  | Discussion of Emergency Expenditure for Sewage Disposal System  work at Middle/High School. | DISCUSSION OF EMERGENCY EXPENDITURE |
| 188. | WHEREAS, in November 2018, officials at South Lewis Central School District (the “District”) discovered that the sewage disposal system at the Middle School/High School had failed in several locations; and  WHEREAS, upon inspection of the sewage disposal system by the District’s Site Engineer, Appel Osborne Landscape Architecture, LLP, the District has been advised that the system was not performing as it was designed to do, creating a health and safety hazard; and  WHEREAS, the current condition of the sewage disposal system and the existence of untreated grey water on the surface was an unforeseen circumstance that affects the District’s property and threatens the health, safety and welfare of the occupants of the Middle School/High School; and  NOW, THEREFORE, Mr. Lisk moved, Mr. Ventura seconded, that the Board of Education for the South Lewis Central School District resolves as follows:  i. The Work as defined above is hereby determined to constitute a Type II Action within the meaning of the New York State Environmental Quality Review Act and the regulations promulgated thereunder (6 N.Y.C.R.R. Part 617.1 et seq.) (“SEQRA”) in that the Work constitutes an emergency action under the circumstances within the meaning of 6 N.Y.C.R.R. § 617.5(c)(33) and as such, no further review or action to review the environmental impact of the Work need be undertaken by the District under SEQRA in connection with the authorization, funding or undertaking of the Work. Each of the above WHEREAS Clauses is incorporated by reference into this section of the Resolution and the matters set forth therein will have the same force and affect as the findings in this Resolution.  ii. The District is hereby authorized to undertake the Work as an emergency repair or improvement at a maximum cost not to exceed $150,000.  iii. The Work constitutes emergency repairs and/or improvements to the District’s property required to be undertaken and are necessary to complete the referenced capital project and to ensure the safety of students and staff and to avoid potential undue impacts to the real property and environment. The Work is therefore deemed to constitute an ordinary contingent expense, within the meaning of Section 2601-a(5)(g) of the Education Law.  iv. The 2018-2019 Fiscal Year budget is hereby increased by $150,000 for a new total budget of $25,709,993 for the purpose of undertaking the Work and such $150,000 increase is hereby appropriated from the 2018-2019 Unassigned Fund Balance to budget code A-9950-900 “Transfer to Capital Fund.”  v. This Resolution shall take effect immediately and shall also ratify previous actions undertaken by District staff to implement the Work and to preserve safety under the circumstances.  Motion carried unanimously | APPROVAL – EMERGENCY EXPENDITURE FOR MIDDLE/HIGH SCHOOL SEWAGE DISPOSAL SYSTEM WORK |
|  | District Technology Initiatives Update – Scott Carpenter and Deb Domagala    •Apptegy – Smartphone App and District website  •Peachjar – Electronic flyers and handouts  •FamilyID – Paperless registration, District forms, etc.  Discussion of early dismissal of students on January 18, 2019 for staff professional development – Mental Health training and Electronic Cigarettes/Vaping presentation. | REPORTS & DISCUSSION |
| 189. | Mr. Liendecker moved, Mrs. Ludovici seconded, upon the recommendation of the upon the recommendation of the Superintendent of Schools, the  Board of Education approve an early dismissal of students (MS/HS at 11:15 AM; Elementary at 11:45 AM) on Friday, January 18, 2019 for staff professional development.  Motion carried unanimously | APPROVAL – EARLY DISMISSAL OF STUDENTS – JANUARY 18, 2019 |
| 190. | Mr. Lisk moved, Mr. Campbell seconded, upon the recommendation of the Committee on Pre-School and Special Education, approval be granted for the placement of the following students:  (See enclosed list)  Motion carried unanimously | APPROVAL – COMMITTEE ON PRE-SCHOOL SPECIAL EDUCATION AND SPECIAL EDUCATION PLACEMENTS |

**OLD BUSINESS**

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|  | A. Review of 2019-2020 Board of Education Budget subcommittee meeting schedule  B. Capital Project Update   * Design Phase – Stakeholder meetings * Glenfield and Port Leyden building re-use * Construction Management/Clerk of Works |  |

**NEW BUSINESS – PERSONNEL**

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| 191. | Mrs. Carpenter moved, Mr. Ventura seconded, that the Board of Education collectively approve the following Personnel motions.  Motion carried unanimously | COLLECTIVELY APPROVE PERSONNEL MOTIONS |
| 192. | Resolved that, upon the recommendation of the Superintendent of Schools, the Board of Education accept the retirement of Kathy Vollmar, Aide, effective December 22, 2018. | RETIREMENT – NON-CERTIFIED/NON-INSTRUCTIONAL – AIDE - KATHY VOLLMAR |
| 193. | Resolved that, upon the recommendation of the Superintendent of Schools, the Board of Education approve a medical leave of absence for Stacey Leichty, Elementary Teacher, from approximately January 8, 2019 through approximately February 22, 2019. | MEDICAL LEAVE OF ABSENCE – CERTIFIED/  INSTRUCTIONAL - ELEMENTARY TEACHER – STACEY LEICHTY |
| 194. | Resolved that, upon the recommendation of the Superintendent of Schools, the Board of Education approve the following as Academic Intervention Services and Extended Day Grant AIS Instructors for the 2018-2019 school year:  Sara Koziarz Lorrie Benzing | APPOINTMENT – 2018-2019 AIS INSTRUCTORS |
| 195. | Resolved that, upon the recommendation of the Superintendent of Schools, the following be appointed to the designated extra-duty assignment for the 2018-19 school year in accordance with the current teachers’ contract:  Lighting (MS Stage Prod.) - Ryan Fitzgerald & Tanya Roy | APPOINTMENT – EXTRA-CURRICULAR POSITIONS |
| 196. | Resolved that, upon the recommendation of the Superintendent of Schools, the following substitutes, pending the results of fingerprinting, be approved for the 2018-2019 school year:  (See enclosed lists) | APPROVAL – SUBSTITUTE LISTS |
| 197. | Resolved that, upon the recommendation of the Superintendent of Schools, Britney McHugh, pending receiving Teaching Assistant Level 1 certification, be granted a probationary appointment in the Teaching Assistant tenure area. This appointment is in accordance with the terms and conditions of the current agreement between the South Lewis Central School District and the South Lewis Teachers’ Association, effective December 19, 2018, through December 18, 2022, at a starting salary of $25,000 (prorated).  Certification: Teaching Assistant – Level 1 - pending  Degree: B.S. – Early Childhood & Childhood Education  Experience: See enclosed application & resume  (This fills the vacant position due to the resignation of Nicole Lee) | PROBATIONARY APPOINTMENT - CERTIFIED/  INSTRUCTIONAL – TEACHING ASSISTANT – BRITNEY McHUGH |

**NEW BUSINESS – OTHER**

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| 198. | Mr. Burmingham moved, Mr. Lisk seconded, upon the recommendation of the Superintendent of Schools, the Board of Education approve the New York FFA trip to attend the FFA 212/360 Leadership Conference in Syracuse, NY on January 26-27, 2019.  Motion carried unanimously | APPROVAL –  FFA TRIP |
| 199. | Mr. Lisk moved, Mr. Ventura seconded, upon the recommendation of the Superintendent of Schools, the Board of Education approve the following items for discard/disposal and/or public sale:  1. Miscellaneous items  2. T12 bulbs  (See enclosed lists)  Motion carried unanimously | APPROVAL – ITEMS FOR DISCARD/  DISPOSAL AND/OR PUBLIC SALE |
| 200. | Mr. Ventura moved, Mrs. Carpenter seconded, upon the recommendation of the Superintendent of Schools, the Board of Education approves the transfer of $225,000.00 from unappropriated Fund Balance to the Capital Reserve for the purpose of funding the voter-approved Capital Improvement Project.  Motion carried unanimously | TRANSFER OF FUNDS TO CAPITAL RESERVE |

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| 201. | Mr. Liendecker moved, Mrs. Ludovici seconded, upon the recommendation of the Superintendent of Schools, the following revised Board Policy, Section 8460 – Student Field Trips, be adopted by the South Lewis Central School Board.  (See enclosed Policy) THIS IS A SECOND READING  Motion carried unanimously | REVISE BOARD POLICY – SECTION 8000 INSTRUCTION – POLICY 8460 -  STUDENT FIELD TRIPS |
| 202. | Mr. Liendecker moved, Mr. Campbell seconded, upon the recommendation of the Superintendent of Schools, the following revised Board Policy, Section 6121 – Sexual Harassment in the Workplace, be adopted by the South Lewis Central School Board.  (See enclosed Policy) THIS IS A SECOND READING  Motion carried unanimously | REVISE BOARD POLICY – SECTION 6000 PERSONNEL– POLICY 6121 -  SEXUAL HARASSMENT IN THE WORKPLACE |
| 203. | WHEREAS, Flat Rock Windpower LLC and Flat Rock Windpower II LLC (together, the “*Company*”) own and operate the Maple Ridge wind-powered electric generating facility, which is comprised of one hundred ninety five (195) wind turbine generators and related improvements, operations and maintenance facilities and buildings, transformers, meteorological towers, power collection lines, power collection substation facilities, a system of access roads, parking, fencing, landscaping and related improvements, feeder lines, interconnection substation facilities, and associated interests in land (collectively, the “*Project*”); and  WHEREAS, the Project is located within the taxing jurisdictions of the County of Lewis (the “*County*”), Lowville Academy and Central School District (the “*Lowville CSD*”), Copenhagen Central School District (the “*Copenhagen CSD*”), South Lewis Central School District (the “*South Lewis CSD*”), and together with the Lowville CSD and Copenhagen CSD, (the “*School Districts*”), Town of Lowville (“*Lowville*”), Town of Martinsburg (“*Martinsburg*”), Town of Harrisburg (“*Harrisburg*”), and Town of Watson (“*Watson*”), and together with Lowville, Martinsburg, and Harrisburg, (the “*Towns*”), and together with the County and the School Districts, (the “*Tax Jurisdictions*”); and  WHEREAS, the Tax Jurisdictions and the Company are parties to a certain Second Amended and Restated Payment In Lieu Of Tax Agreement dated as of December 1, 2007 (the “*Current PILOT*”) with respect to the Project; and  WHEREAS, to help create a stable transition from payments under the Current PILOT to a payment level that is more reflective of the Project’s value, negotiators for the Tax Jurisdictions and the Company have agreed upon a proposed schedule of in-lieu of tax payments (the “*Payment Schedule*”), a copy of which is attached as Exhibit “A”, that would cover the remaining useful life of the Project; and  WHEREAS, the Tax Jurisdictions and the Company desire to implement the Payment Schedule through an amendment to the Current PILOT, a form of which is attached hereto as Exhibit “B”, for the remaining term of the Current PILOT (the “*Amendment*”);  WHEREAS, since the Current PILOT and the underlying exemption based on Real Property Tax Law Section 487 cannot be extended to cover the full remaining useful life of the Project, the Tax Jurisdictions and the Company desire to further implement the Payment Schedule through a long-term PILOT agreement (the “*IDA PILOT*”) based on the Real Property Tax Law Section 412-a exemption and implemented by the Lewis County Industrial Development Agency (the “*Agency*”); and  WHEREAS, negotiators for the Tax Jurisdictions and the Company have agreed upon a term sheet containing proposed terms for the Amendment and the IDA PILOT (the “*Term Sheet*”), a copy of which is attached as Exhibit “C”; and  WHEREAS, the Tax Jurisdictions understand that the proposed IDA PILOT is not consistent with the Agency’s uniform tax exemption policy (“*UTEP*”); and  WHEREAS, the Tax Jurisdictions have negotiated a separate agreement for the distribution of payments under the Amendment and the IDA PILOT (the “*PILOT Payment Distribution Agreement*”), a form of which is attached hereto as Exhibit “D”.  NOW THEREFORE Mr. Lisk moved, Mr. Liendecker seconded, that the South Lewis CSD hereby approves the Payment Schedule with respect to both amount and timing of payments; and be it further  RESOLVED, that the South Lewis CSD hereby approves the Amendment in substantially the same form as attached hereto, with such changes as are approved by counsel for the South Lewis CSD; and be it further  RESOLVED, that the Superintendent of the South Lewis CSD or his designee is hereby authorized and empowered to take such actions and to execute and deliver the Amendment and such documents as may be necessary and appropriate to accomplish the purposes of the Amendment; and be it further  RESOLVED, that the South Lewis CSD may enter into such Amendment individually with the Company or severally together with the other Tax Jurisdictions and the Company; and be it further  RESOLVED, that the South Lewis CSD hereby approves the Term Sheet and supports the Company’s application for financial assistance to the Agency to implement the terms of the Payment Schedule in the form of the IDA PILOT, and further understands and accepts that the IDA PILOT would constitute a deviation from the UTEP; and be it further RESOLVED, that the South Lewis CSD hereby approves the PILOT Payment Distribution Agreement in substantially the same form as attached hereto, with such changes as are approved by counsel for the South Lewis CSD; and be it further  RESOLVED, that the Superintendent of the South Lewis CSD or his designee is hereby authorized and empowered to take such actions and to execute and deliver such PILOT Payment Distribution Agreement and such documents as may be necessary and appropriate to accomplish the purposes of the PILOT Payment Distribution Agreement; and be it further  RESOLVED, that this resolution shall be effective immediately.  Roll Call Vote  Thomas Burmingham - Yes Michael Lisk - Yes  Paul Campbell - Yes Dawn Ludovici - Yes  Jessica Carpenter - Yes Richard Ventura - Yes  Scott Chrzanowski- Yes Barry Worczak - Yes  Andrew Liendecker - Yes  Motion carried unanimously | RESOLUTION OF THE SOUTH LEWIS CENTRAL SCHOOL DISTRICT  REGARDING PAYMENTS IN LIEU OF TAXES FOR THE MAPLE RIDGE WIND FARM |

**EXECUTIVE SESSION**

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| 204. | Mr. Burmingham moved, Mr. Campbell seconded, that the Board enter Executive Session at 7:45 p.m. to discuss the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation.  Collective negotiations pursuant to article fourteen of the civil service law.   * Discussion of specific school personnel regarding potential staffing changes for the 2019-20 school budget and potential staffing adjustments needed as we transition to a single campus. * Negotiations with SEI Design – architectural services   Motion carried unanimously | ENTER EXECUTIVE SESSION |
| 205. | Mr. Burmingham moved, Mr. Liendecker seconded, that the Board exit Executive Session at 9:02 p.m. and reconvene the Regular Meeting.  Motion carried unanimously | EXIT EXECUTIVE SESSION |

**ADJOURN**

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| 206. | Mr. Lisk moved, Mr. Liendecker seconded, that the meeting be adjourned at 9:03 p.m.    Motion carried unanimously | ADJOURN |

Respectfully submitted,

Barry J. Yette

Clerk of the Board of Education

Date of Approval: January 15, 2019