

Minutes of the Regular Meeting of the Board of Education, Island Trees Union Free School District, Town of Hempstead, County of Nassau, Levittown, New York. The meeting was held at the Stephen E. Karopczyc School, 74 Farmedge Road, Levittown, New York, on Wednesday, February 16, 2011.

The meeting was called to order by Ms. Mahon, President, at 7:00 PM.

**MEMBERS PRESENT:** Ms. Patricia Mahon, President  
Mr. Kenneth Rochon, Vice President  
Mr. Robert Condela  
Mrs. Kristen Daum  
Mrs. Barbara Medellin  
Mr. George Storm

**ABSENT:** Mrs. Kim McDonough

**ALSO PRESENT:** Dr. Charles J. Murphy, Superintendent of Schools  
Dr. Arlene Genden Sage, Assistant Superintendent for Special Ed.  
Mrs. Susan Hlavenka, Assistant Superintendent for Business  
Mrs. Randy Glasser, General Legal Counsel  
Mr. Richard Guercio, General Legal Counsel (arrived 8:30 PM)  
Mrs. Concetta Carr, District Clerk

**EXECUTIVE:  
SESSION:** On **Motion** of Mr. Rochon, seconded by Mrs. Medellin, and  
unanimously carried (6-0), the Board of Education recessed into  
Executive Session at 7:00 PM to discuss the following:

1. Personnel Issue – faculty member
2. Litigation regarding handicap ramp and sewer fee tax
3. U.T.I.T. Negotiations

The meeting returned from Executive Session at approximately 7:26 PM. The meeting resumed with the public at 7:28 PM.

**PLEDGE OF** Ms. Mahon led the  
**ALLEGIANCE:** pledge of allegiance to the flag followed by a  
moment of silence.

**MINUTES:** Upon the recommendation of the Superintendent of Schools, a **Motion** was  
made by Mr. Rochon, seconded by Mrs. Medellin, to approve the following  
minutes:

Regular Meeting & Executive Session – January 26, 2011  
Committee on Special Education – January 18, February 1, 3, 2011  
Committee on Preschool Special Education – January 20, February 1, 3,  
2011

**COMMENTS FROM VISITORS:**

A resident had a question regarding the testing of the gym floor in the Island Trees Memorial Middle School.

**ACTION ITEMS**

**1. Board of Education Approval of the Island Trees High School Chorus and Orchestra Field Trip to the High Note Festival at Great Adventure**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. Medellin, seconded by Mrs. Daum, and unanimously carried (6-0) to approve the request for the Island Trees High School Chorus and Orchestra field trip to the High Note Music Festival in Jackson, New Jersey, followed by a visit to Great Adventure on Friday, May 20, 2011, at a cost to the students of \$85 per student.

**2. Board of Education Approval of Island Trees High School Field Trip to Russian School**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. Daum, seconded by Mr. Condela, and unanimously carried (6-0) to approve the request for the Island Trees High School field trip to the Russian School in Riverdale, New York, on Friday, March 4, 2011, at a cost to the district of \$590 for the bus plus tolls, to be paid from the high school social studies budget code (2110.400.10-90).

**3. Board of Education Acceptance of Donation from Astoria Federal Savings Bank**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Condela, seconded by Mr. Storm, and unanimously carried (6-0) to accept the donation in the amount of \$3,550.00 from Astoria Federal Savings Bank for credit to account A2110.400-10-30 for the support of the Career Advantage student participation in mock job interviews at the Long Island Marriott on January 14, 2011, and that a letter from the Board of Education be sent to Astoria Federal thanking them for their support.

**4. Board of Education Acceptance of Donation from a District Resident**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Storm, seconded by Mr. Rochon, and unanimously carried (6-0) to accept the donation of surplus items from Target, total value \$50, being made by Mrs. Martina Koenig, 3990 Wellwood Rd., Seaford, NY 11783, to be used for educational purposes and serve as awards for various school activities at Michael F. Stokes School, and that a letter from the Board of Education be sent to Mrs. Koenig thanking her for her support.

**5. Board of Education Acceptance of the Final Engineering Report for the Island Trees High School Pipe Tunnel Area**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Rochon, seconded by Mrs. Medellin, and unanimously carried (6-0) to accept the Final Engineering Report for the Island Trees High School Pipe Tunnel Area dated January 7, 2011.

**6. Board of Education Approval of Addendum to Superintendent's Contract**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. Medellin, seconded by Mrs. Daum, and unanimously carried (6-0) to hereby approve the Addendum to the Superintendent's Contract and salary modification for the 2011-2012 school year, and authorizes the Board President to sign such agreement.

Ms. Mahon stated that the reason for the addendum is because the Superintendent decided to take a zero increase the second year in a row.

**7. Board of Education Approval to Adopt the 2011-2012 School Calendar**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. Daum, seconded by Mr. Condela, and unanimously carried (6-0) to approve the adoption of the 2011-2012 school calendar, as presented.

**8. Board of Education Acceptance of 2011 Budget Vote and Trustee Election Legal Notice**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Condela, seconded by Mr. Storm, and unanimously carried (6-0) to accept the legal notice as presented, which is to be published four times within seven weeks preceding the 2010 Budget Vote and Trustee Election, the first publication to be made April 1, 2011, in the Levittown Tribune and Newsday.

**9. Board of Education Approval of Health Services Agreements for 2010-2011**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Storm, seconded by Mr. Rochon, and unanimously carried (6-0) to approve entering into the Health Services Agreements with the following school districts for the 2010-2011 school year, and authorizes the Board President to sign such agreements subject to review and approval by District Counsel:

West Islip School District  
Hempstead Union Free School District

Farmingdale Union Free School District

**10. Board of Education Approval of Emergency Purchase Orders**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Rochon, seconded by Mrs. Medellin, and unanimously carried (6-0) to approve payment of the following emergency purchase orders:

1. \$2,689.61 to Servpro, 501 Middle Country Road, Coram, NY 11727, for the emergency remediation for water infiltration from fresh air drop caused by blown snow at Michael F. Stokes School.
2. \$4,090.58 to Servpro, 501 Middle Country Road, Coram, NY 11727, for the emergency remediation from steam pipe rupture in Rm. 170 at the Island Trees Memorial Middle School.
3. \$7,218.00 to J.C. Broderick & Associates, 420 Lake Avenue, Saint James, NY 11780, for the air sampling of the Island Trees Memorial Middle School gym.
4. \$1,736.68 to Maccarone Plumbing Inc., 10 Sea Cliff Avenue, Glen Cove, NY 11542, for the repair of ruptured heating pipe in Rm. 170 at the Island Trees Memorial Middle School.

**11. Board of Education Acceptance of Revised Policy #4311.1R – Display of the Flag Regulation– 1<sup>st</sup> Reading**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. Medellin, seconded by Mrs. Daum, and unanimously carried (6-0) to accept as a first reading the revised Display of the Flag Regulation Policy #4311.1R, as presented.

**12. Board of Education Acceptance of Revised Policy #6600 – Fiscal Accounting and Reporting – 1st Reading**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. Daum, seconded by Mr. Condela, and unanimously carried (6-0) to accept as a first reading the revised Fiscal Accounting and Reporting Policy #6600, as presented.

**13. Board of Education Acceptance of Revised Policy #8115 – Pesticides and Pest Management – 1<sup>st</sup> Reading**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Condela, seconded by Mr. Storm, and unanimously carried (6-0) to accept as a first reading the revised Pesticides and Pest Management Policy #8115, as presented.

**14. Board of Education Approval of SEORA Resolution for Proposed Storm Drainage Reconstruction at Island Trees High School**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Storm, seconded by Mr. Rochon, and unanimously carried (6-0) to approve the following resolution:

WHEREAS, the Board of Education of the Island Trees Union Free School District is considering the implementation of improvements at the Island Trees High School (hereinafter referred to as the "proposed action"); located at 59 Straight Lane, Levittown, NY 11756; and

WHEREAS, the Board of Education of the Island Trees Union Free School District has reviewed the proposed action and the State Environmental Quality Review Act and its implementing regulations at 6 NYCRR part 617 and has determined that the proposed action is properly classified as Type II, pursuant to 6 NYCRR §617.5(c)(1), (2) and (8);

THEREFORE, BE IT RESOLVED, that the Board of Education of the Island Trees Union Free School District, as lead agency, after review of the action proposed at the Island Trees High School, 6 NYCRR §617.5, and the opinion provided by BBS Architects & Engineer, P.C., hereby determines that the proposed action is a Type II Action pursuant to 6 NYCRR §617.5(c)(1), (2) and (8) of the implementing regulations of the State Environmental Quality Review Act, and will, therefore, by definition, have no significant adverse impact on the environment.

**15. Board of Education Approval of Revised Instructional Services Contract for 2010-2011**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Rochon, seconded by Mrs. Medellin, and unanimously carried (6-0) to approve the revised instructional services contract with Seaford UFSD for the 2010-2011 school year, and authorizes the Board President to sign such contract.

**16. Board of Education Approval of Special Education Services Contract for 2010-2011**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. Medellin, seconded by Mrs. Daum, and unanimously carried (6-0) approve the special education services contract with Hicksville Union Free School District for the 2010-2011 school year, and authorizes the Board President to sign such contract, subject to review and approval by District Counsel.

**17. Board of Education Approval of Personnel Report**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. Daum, seconded by Mr. Condela, and unanimously carried (6-0) to approve, as presented, the Personnel Report dated February 16, 2011, items 1 through 103 inclusive.

**18. Board of Education Approval of Use of Buildings**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Condela, seconded by Mr. Storm, and unanimously carried (6-0) to approve the use of buildings or fields by the following community and school organizations for the 2010-2011 school year subject to the limitations of policy and regulation:

Girl Scouts of Nassau County  
Nassau BOCES @ I.T. Memorial Middle School  
Nassau County Soccer Officials Assoc.  
Sparke PTA  
Section VIII Nassau BOCES Girls Soccer Coaches Assoc.  
American Legion Post 1711  
Levittown Athletic Club  
Island Trees USSSA/ABA Sports  
Island Trees School Fundraiser  
Nassau County Girls Soccer Assoc.  
Nassau Approved Umpires Assoc.  
Island Trees Soccer Club  
Island Trees Tiger Baseball

**19. Board of Education Approval of Commencement of Sewer Fee Litigation Against Nassau County and Other Proper Parties**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Storm, seconded by Mr. Rochon, and unanimously carried (6-0) to approve the following resolution:

WHEREAS, the Board of Education has been informed of the impending assessment of sewer fees by the County of Nassau; and

WHEREAS, the Board of Education has been informed of the impending commencement of litigation by other educational institutions in the County to challenge the imposition of said sewer fees;

NOW THEREFORE BE IT RESOLVED, that the Board of Education authorizes its attorneys, Guercio & Guercio, LLP (the Firm), to commence legal action against the County of Nassau and other proper parties on a cooperative basis with other educational institutions and/or to intervene, if appropriate, in pending litigation commenced by other educational institutions to challenge said sewer fees; and

BE IT FURTHER RESOLVED, that the Board authorizes the payment of a maximum of \$225 per hour as compensation to its attorneys with such fees and disbursements not to exceed Ten Thousand (\$10,000) Dollars, subject to a separate letter of engagement with the Firm.

Ms. Mahon explained that Nassau County wants to start taxing schools for water usage and sewer fees. This would cost the district \$50,000 per year. Island Trees is joining with other school districts to have a class action brought against the county.

### **FINANCIAL REPORT**

The Board of Education accepted the Financial Reports for December, 2010, as presented.

### **COMMENTS FROM VISITORS (OLD & NEW BUSINESS):**

A resident made a statement regarding the correction of the drainage problem at the high school track. The same resident made a statement regarding Governor Cuomo and the use of reserve funds by school districts, and how this will affect the district when funds are needed for emergency building repairs.

A resident had a question about the sink holes.

A resident had a questions about the budget and what the proposed increase might be.

A resident made a comment to the teachers in the audience about concessions.

A resident asked what the current general fund balance is.

A resident voiced concerns that *Newsday* does not report the achievements, accomplishments, and community service of Island Trees students.

A resident announced that a graduate of the class of 2003, Paul Wigdzinski, recently returned safely from Afghanistan.

**BOARD OF EDUCATION MEETING**

February 16, 2011

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**EXECUTIVE**

**SESSION:**

On **Motion** of Mr. Rochon, seconded by Mrs. Medellin, and unanimously carried (6-0), the meeting adjourned to Executive Session at 8:05 PM. to discuss contract negotiations.

**RETURN TO**

**REGULAR**

**SESSION:**

On **Motion** of Mr. Condela, seconded by Mr. Storm, and unanimously carried (6-0), the members came out of Executive Session at 8:57 PM.

**ADJOURNED:**

On **Motion** of Mr. Storm, seconded by Mrs. Daum, and unanimously carried (6-0), the meeting adjourned at 8:57 PM.

Respectfully submitted,

Concetta Carr  
District Clerk

Minutes approved \_\_\_\_\_