

**MINUTES** of a Public Hearing followed by a Meeting of the East Irondequoit Board of Education, held **March 19, 2019**, at 7:00 pm at the District Central Office, 600 Pardee Rd., Rm. 102.

**Board Members Present:** Kim Lasher, Christy Lynch, Rich Oxley, Gary Pawlak, Jeff Petrie, Idris Smith, Pat Storm, Doreen Swan

**Also Present:** Mary Grow, John Abbott, Mark Anson, Phil Oberst, Dave Yates, Catherine Andersen, Joseph Shields (school attorney)

**Absent:** Ron Cooper

**PUBLIC HEARING: District Code of Conduct**

President Lasher called Public Hearing to order and Mr. Oberst presented the recommended changes to the district Code of Conduct and the board discussed. Mrs. Lasher opened the floor for members of the public wishing to comment. There was no public comment.

Public Hearing was closed at 7:08 pm

**Convene Regular Meeting**

President Lasher called the regular meeting to order at 7:08 p.m.

**Pledge of Allegiance**

**Acceptance of the Minutes/Agenda**

**Motion** to accept the minutes of March 12, 2019, and the agenda for March 19, 2019.

1/Lynch, 2/Swan Carried 8-0-0

**Public Comment** – none

**Reports to the Board**

Laurelton-Pardee Building Initiatives and Progress Toward Goals – Principal Lucas Hiley showed a video of activities at the school and discussed various activities and initiatives that are helping students.

Review of IB Programme – Terry Reynolds highlighted the IB coursework and discussed her ideas for promoting the value of IB with students and their parents.

Report on Exhibition – Jason DeJohn (LP) and Katie Van Eps (DE) explained that exhibition is the “superbowl” for fifth graders. They described the requirements and the process the students follow. Students present to the student body and community (parents and teachers). They study real world issues they are passionate about, write essays and get experience with presentation skills.

**Reports from Board President**

Mrs. Lasher asked that high school promote PTSA scholarships. She also noted there is a need for volunteers at the Teacher appreciation luncheon at the middle school.

**Reports from Board Members**

Board members reported on activities around the district including PTA meetings, the Drumline competition, the LP science fair, and the Robotics team’s success at the FIRST competition.

**Public Hearing**

**Convene Meeting**

**Minutes/Agenda Accepted**

**Public Comment**

**Reports to the Board**

**Reports from Board Members**

**Reports from Board Members**

**Reports from Superintendent**

Mrs. Grow reported we have a good number signed up for Senior Citizen dinner and the musical. In the Heights begins Thursday. Today was the AVID showcase at EIMS. We had 25 visitors who were very impressed with our program. Mary confirmed that the board is comfortable with changes to the annual board recognition awards. The Communications office will begin promoting.

**Reports from Superintendent**

**School Board Discussion**

Board Policy Review – the board reviewed the following policies which were presented with no changes

- 2080 – Community Use of School Facilities, Property and Equipment
- 5010 – Acceptable Use of Computer System

**Discussion**

**School Board ACTION – NEW BUSINESS**

**CSE/CPSE**

**RESOLVED**, that the Board of Education makes arrangements for the implementation of the recommendations of the Committee on Special Education/Committee on Preschool Special Education regular meetings of March 6 through March 13, 2019.

1/Oxley, 2/Smith, Carried 8-0-0

**Consent  
Agenda:  
Approved**

**CSE/CPSE**

**Tax Certiorari Settlement:  
1300 Winton Road North**

**WHEREAS**, 1300 Winton North LLC filed tax certiorari proceedings challenging the assessment on its property located at 1300 Winton Road North in the Town of Irondequoit, for the 2017-18 and 2018-19 tax years; and

**WHEREAS**, 1300 Winton North LLC has proposed settlement of the proceedings upon the reduction of the assessment to \$362,000; and

**WHEREAS**, the Town of Irondequoit supports the settlement proposal; and

**WHEREAS**, the Board of Education is willing to settle the proceedings pursuant to the terms outlined above.

**NOW, THEREFORE, BE IT RESOLVED** that:

1. The Board of Education agrees to settle the tax certiorari proceedings commenced by 1300 Winton North LLC in accordance with the terms set forth above and in the form approved by Ferrara Fiorenza PC and hereby delegates to Ferrara Fiorenza PC the authority to execute such settlement documents.
2. This Resolution shall take effect immediately.

1/Pawlak, 2/Swan, Carried 8-0-0

**Tax Certiorari**

**Tax Certiorari Settlement:  
Mata Hospitality LLC**

**WHEREAS**, Mata Hospitality LLC filed tax certiorari proceedings challenging the assessment on its property located at 1323 East Ridge Road in the Town of Irondequoit, for the 2014-15, 2015-16,

**Tax Certiorari**

2016-17, 2017-18 and 2018-19 tax years; and

**WHEREAS**, Mata Hospitality LLC has proposed settlement of the proceedings upon the following terms:

- a) Reduce the 2014-15 assessment to \$2,600,000;
- b) Reduce the 2015-16 assessment to \$3,000,000;
- c) Reduce the 2016-17 assessment to \$3,500,000;
- d) Discontinue the 2017-18 assessment with no reduction in assessment;
- e) Discontinue the 2018-19 assessment with no reduction in assessment; and

**WHEREAS**, the Town of Irondequoit supports the settlement proposal; and

**WHEREAS**, the Board of Education is willing to settle the proceedings pursuant to the terms outlined above.

**NOW, THEREFORE, BE IT RESOLVED** that:

1. The Board of Education agrees to settle the tax certiorari proceedings commenced by Mata Hospitality LLC in accordance with the terms set forth above and in the form approved by Ferrara Fiorenza PC and hereby delegates to Ferrara Fiorenza PC the authority to execute such settlement documents.
2. This Resolution shall take effect immediately.

1/Pawlak, 2/Swan, Carried 8-0-0

#### **2019-20 Budget Resolution**

**RESOLVED**, that the Board of Education hereby approves the following proposition to be submitted for the approval of the voters at the 2019 annual district vote and election:

#### **PROPOSITION NO. 1**

#### **BUDGET**

Shall the Board of Education of the East Irondequoit Central School District be authorized to expend the sum of \$83,360,823 for the 2019-20 school year and to levy the necessary tax therefore;

and be it further **RESOLVED**, that the Board of Education gives approval to the plan for use of reserves and appropriated fund balance as recommended by the Deputy Superintendent in compliance with Board Policy 4010.

1/Pawlak, 2/Swan, Carried 8-0-0

#### **Approval of BOCES Capital Joint Agreement**

**RESOLUTION OF BOARD OF EDUCATION OF THE EAST IRONDEQUOIT CENTRAL SCHOOL DISTRICT (THE "DISTRICT"), ADOPTED MARCH 19, 2019, AUTHORIZING THE DISTRICT TO ENTER INTO A JOINT AGREEMENT WITH THE BOARD OF COOPERATIVE EDUCATIONAL SERVICES, FIRST SUPERVISORY DISTRICT OF MONROE COUNTY (THE "BOCES") AND ALL OTHER COMPONENT SCHOOL DISTRICTS OF THE BOCES FOR THE CONSTRUCTION OF IMPROVEMENTS TO VARIOUS BOCES SCHOOL FACILITIES PURSUANT TO SECTION 1950 OF THE EDUCATION LAW.**

**Budget  
Resolution**

**BOCES Capital  
Joint Agreement**

**WHEREAS**, the Board of Education of the Board of Cooperative Educational Services, First Supervisory District of Monroe County (“BOCES”) is planning on undertaking a capital improvement project (the “Project”) consisting of renovations, alterations and improvements to the buildings and facilities located at the BOCES campus on O’Connor Road, Fairport, New York (the “Campus”), including: (i) career and technical classrooms throughout the Campus, including, but not limited to, Cosmetology, Culinary, CISCO, Precision Manufacturing and Welding Forman Center Building 1, 2, 3 and Forman Center Building 4,5,6; (ii) O’ Connor Academy (Foreman Center Building 9, 10) including reconfiguration of the teaching kitchen, gym, mechanical trades and other classroom renovations, exterior work of the building envelope, reconstruction of roofs and site work; (iii) Building 1-2-3 “Red Entry” or Visitor Entrance reconfiguration, repaving of driveways and parking areas;(iv) masonry reconstruction throughout the Campus; (v) replacement of various finishes, including but not limited to carpeting, painting and ceiling tile; (vi) replacement of roof-top HVAC units and heat pumps throughout the Campus; (vii) roof replacement at 11 Linden Park; and (viii) replacement of exterior and interior doors throughout the Campus; and

**WHEREAS**, by a resolution adopted on February 28, 2019, the BOCES Board of Education determined that (i) the Project constituted an “Unlisted” action within the meaning of the New York State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation adopted thereunder (6 N.Y.C.R.R. Part 617) (collectively “SEQRA”); (ii) assumed “lead agency” status for purposes of conducting a coordinated review of the Project under SEQRA; and (iii) determined that the actions to be undertaken in connection with the Project will not have a significant impact on the environment and issued a “Negative Declaration” under SEQRA to such effect; and

**WHEREAS**, in accordance with Education Law Section 1950(14), in a connection with such proposed Project, the BOCES and each of the ten component school districts of the BOCES (the “Component School Districts”) are required to enter into a joint agreement with respect to the Project, setting forth, in addition to all other matters deemed necessary and proper, (i) the cost of the Project, including all costs incidental thereto, (ii) the basis of allocating and apportioning said cost among the Component School Districts, and (iii) the proportion of the total cost to be provided by each such Component School District in accordance with such allocation and apportionment.

**BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE EAST IRONDEQUOIT CENTRAL SCHOOL DISTRICT** (the “District”) (by a vote of not less than a majority of all the members of said Board) AS FOLLOWS:

The District is hereby authorized to enter into a certain Joint Agreement in substantially the form attached hereto as Exhibit A and made a part hereof (the “Agreement”) with the Board of the BOCES and the nine other Component School Districts for the construction of alterations, renovations and improvements of the BOCES facilities included in the Project. Said Agreement, in addition to providing for all other matters deemed necessary and proper, sets forth (i) the cost of the Project, including all costs incidental thereto (the “Project Cost”), (ii) the basis of allocating and apportioning said Project Cost among the Component School Districts, and (iii) the proportion of the total cost to be provided by each such Component School District in accordance with such allocation and apportionment.

The President of the Board, the chief fiscal officer of the District, and in his/her absence, the Vice President of the Board is hereby authorized and directed to execute said Joint Agreement for and on behalf of the District.

The District hereby agrees to take any and all actions necessary as required by the Agreement to accomplish the purposes and intent thereof; provided, however, that the Agreement shall not take effect until all the Component School Districts shall have approved and executed the Agreement.

This resolution shall take effect immediately.

**EXHIBIT A**

**[Form of Joint Agreement]**

**JOINT AGREEMENT**

This JOINT AGREEMENT, made and entered as of the \_\_\_\_\_ day of \_\_\_\_\_, 2019, by and between the Board of Cooperative Educational Services, First Supervisory District of Monroe County (“BOCES”), and the following component school districts of BOCES (the “Component School Districts”):

Brighton Central School District  
East Irondequoit Central School District  
East Rochester Union Free School District  
Fairport Central School District  
Honeoye Falls-Lima Central School District  
Penfield Central School District  
Pittsford Central School District  
Rush-Henrietta Central School District  
Webster Central School District  
West Irondequoit Central School District

**WHEREAS**, the Component School Districts represent all of the component school districts of the BOCES; and

**WHEREAS**, the Component School Districts and BOCES are authorized pursuant to paragraph 14 of Section 1950 of the Education Law, constituting Chapter 16 of the Consolidated Laws of the State of New York, as amended (the “Act”), to enter into this Agreement to provide for the construction of improvements to various BOCES school facilities designed to house services provided by BOCES, as more fully described in Exhibit I attached hereto (the “Project”) and for the sharing of the cost of such Project; and

**WHEREAS**, the cost of the Project including costs incidental thereto is \$22,000,000;

**NOW, THEREFORE**, for and in consideration of the promises hereinafter contained, the parties hereto formally agree and bind themselves as follows, to wit:

The Project (as more fully described in Exhibit I attached hereto) is hereby approved. BOCES is authorized to do all things necessary to complete the Project in accordance with the provisions of the Act. BOCES will undertake the Project in accordance with plans and specifications prepared by BOCES therefor, which said plans and specifications will be prepared in accordance with all applicable provisions of the Education Law and which shall be on file and available for inspection by any Component School District. Amendments thereto by BOCES may be made from time to time as deemed necessary under the circumstances. All such contracts for such Project and the administration of such Project shall be prepared or undertaken, as the case may be, in accordance with applicable provisions of the Education Law and regulations of the Commissioner of Education.

The cost to the Component School Districts for completion of the Project, including all costs incidental thereto, is \$22,000,000 (the “Project Cost”). The services to be provided by the Project constitute “joint services” within the meaning of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the “Local Finance Law”).

Title to the Project shall vest in BOCES and shall be held by BOCES for the benefit and on behalf of the Component School Districts.

The allocation of the respective amounts to be paid by each Component School District for the purpose of this Agreement shall be ascertained by dividing the total amount of the Project Cost by the total resident weighted average daily attendance by pupils residing in all the Component School Districts contained within the BOCES and attending a public school reported during the 2018-2019 fiscal year and multiplying by the weighted average daily attendance of such resident pupils in each of the Component School Districts (Resident Weighted Average Daily Attendance).

Pursuant to the method of costs prescribed in Section 4 hereof, the total amount payable by each Component School District to BOCES as its share of the Project Cost are hereby agreed to be as follows:

<u>Component School District</u>	<u>Allocation of Project Costs</u>	<u>RWADA Percent of Project Costs</u>
Brighton Central	\$1,828,297	8.310%
East Irondequoit Central	\$1,537,170	6.987%
East Rochester Union Free	\$489,688	2.226%
Fairport Central	\$3,040,288	13.819%
Honeoye Falls-Lima Central	\$1,144,844	5.204%
Penfield Central	\$2,299,281	10.451%
Pittsford Central	\$2,833,573	12.880%
Rush-Henrietta Central	\$2,723,261	12.378%
Webster Central	\$4,276,259	19.438%
West Irondequoit Central	\$1,827,338	8.306%
<b>Totals</b>	<b>\$22,000,000</b>	<b>100.00%</b>

The Chief Fiscal Officer of each Component School District is hereby authorized and directed to cause the sums specified in Section 5 hereof to be paid to the Treasurer of the BOCES.

A capital fund, separate and apart from any other funds and accounts of the BOCES, shall be established and maintained by the BOCES in one or more banks, trust companies or national banking associations located and authorized to do business in the State of New York. Immediately upon receipt of any moneys received by the Treasurer of the BOCES pursuant to this Agreement, said Treasurer shall deposit such moneys in the capital fund. For purposes of internal accounting the capital fund may contain one or more separate accounts or subaccounts as the Treasurer of the BOCES may deem proper. Moneys in the capital fund shall be used only to pay the costs of the Project or debt service, as provided pursuant to the Local Finance Law. Moneys in the capital fund pending expenditure may be invested by the BOCES in obligations in which moneys of the Component School Districts may be invested pursuant to the Education Law, and earnings from such investments shall become part of such fund.

Each Component School District hereby agrees to provide BOCES with its share of the Project Costs as set forth in Section 5 hereof in three (3) installment payments, payable on or before July 15, 2020, July 15, 2021 and July 15, 2022, in the respective dollar amounts set forth for such Component District in Exhibit II attached hereto. Although each Component School District may otherwise appropriate funds and provide for the payment of its share of the Project Cost, nonetheless, each Component School District hereby agrees to authorize the financing of its share of the Project Cost, together with costs incidental thereto, by adopting a bond resolution in accordance with in Section 9 hereof, and as authorized by the Act and the Local Finance Law, pursuant to which serial bonds or bond anticipation notes of such Component School District may be issued. Further, each Component School District hereby agrees to incur separate indebtedness by the issuance of

serial bonds and bond anticipation notes unless other provision for the payment of the share of the Project Cost, in accordance herewith, is made.

Each Component School District hereby agrees to adopt a bond resolution by not less than a majority vote of the entire voting strength of the finance board of such Component District not later than May 31, 2019. Each such bond resolution shall take effect immediately and shall not be subject to either a mandatory or permissive referendum.

Each bond resolution shall provide for the issuance of serial bonds maturing in not to exceed thirty (30) years from the date when such indebtedness is first incurred.

Upon completion of the Project and payment in full by BOCES of the Project Cost, any excess amounts including interest earned on funds held by BOCES during the construction period, shall be transferred, credited or otherwise returned by BOCES to the Component School Districts based on such district's the proportionate share of the Project cost to the full Project cost. Each Component School District shall thereafter apply such returned amounts to pay debt service on such district's obligations issued to finance its proportionate share of the Project cost.

This Joint Agreement shall not take effect until all the Component School Districts shall have executed this Agreement.

This Joint Agreement may be simultaneously executed in several counterparts and with counterpart signature pages; each joint agreement shall be an original and all of which constitute but one and the same instrument.

This Agreement shall terminate upon the completion of the Project.

**EXHIBIT I**  
**Description of Project**

The Project consists of renovations, alterations and improvements to the following buildings and facilities located at the BOCES campus on O'Connor Road, Fairport, New York (the "Campus"), including:

- 1- Career and technical classrooms throughout the Campus, including, but not limited to, Cosmetology, Culinary, CISCO, Precision Manufacturing and Welding Forman Center Building 1, 2, 3 and Forman Center Building 4,5,6;
- 2- O' Connor Academy (Foreman Center Building 9, 10) including reconfiguration of the teaching kitchen, gym, mechanical trades and other classroom renovations, exterior work of the building envelope, reconstruction of roofs and site work;
- 3- Building 1-2-3 "Red entry" or Visitor Entrance reconfiguration, repaving of driveways and parking areas
- 4- Masonry reconstruction throughout the Campus;
- 5- Replacement of various finishes, including but not limited to carpeting, painting and ceiling tile;
- 6- Replacement of Roof top HVAC units and heat pumps throughout the campus;
- 7- Roof replacement at 11 Linden Park;
- 8- Replacement of exterior and interior doors throughout the Campus.

**Exhibit II**

Installment Payments by Component Districts

<u>Component School District</u>	<u>Installment due July 15, 2020</u>	<u>Installment due July 15, 2021</u>	<u>Installment due July 15, 2022</u>
Brighton Central	\$182,830	\$847,665	\$797,802
East Irondequoit Central	\$153,717	\$712,688	\$670,765
East Rochester Union Free	\$48,969	\$227,037	\$213,682
Fairport Central	\$304,029	\$1,409,588	\$1,326,671
Honeoye Falls-Lima Central	\$114,484	\$530,791	\$499,569
Penfield Central	\$229,928	\$1,066,030	\$1,003,322
Pittsford Central	\$283,357	\$1,313,749	\$1,236,468
Rush-Henrietta Central	\$272,326	\$1,262,603	\$1,188,332
Webster Central	\$427,626	\$1,982,629	\$1,866,005
West Irondequoit Central	\$182,734	\$847,220	\$797,384
<b>Totals</b>	<b>\$2,200,000</b>	<b>\$10,200,000</b>	<b>\$9,600,000</b>

1/Pawlak, 2/Swan, Carried 8-0-0

**Code of Conduct**

**RESOLVED**, that the Board of Education of the East Irondequoit Schools, after consideration of the effectiveness of the code provisions and the District’s response to code violations, approves the revised District Code of Conduct and the Clerk is directed to file this Resolution and the amended Code of Conduct with the Commissioner of Education within thirty days, as provided by statute.

Upon approval the Code of Conduct will be located on EINET and the District website.

1/Pawlak, 2/Lynch, Carried 8-0-0

**Approval of Resignation**

**RESOLVED**, that the Board of Education of the East Irondequoit Schools, per the separation agreement signed by Interim Superintendent Mary E. Grow on March 19, 2019, approves the resignation of Lori Garsin, Principal at East Irondequoit Middle School, effective June 30, 2019.

1/Pawlak, 2/Lynch, Carried 8-0-0

**Personnel Actions**

**RESOLVED**, the Board of Education approved the following personnel actions:

**INSTRUCTIONAL**

**RESIGNATION**

**RUIZ, WILLIAM – East Irondequoit Middle School**

The acceptance of the resignation of William Ruiz, Foreign Language Teacher at East Irondequoit Middle School, effective at the close of business on June 30, 2019. Mr. Ruiz has been with the district since September 2008. Mr. Ruiz was on an unpaid leave of absence during the 2018-2019 school year.

**Code of Conduct**

**Resignation**

**Personnel  
Actions**



### CONTINUATION OF LEAVE OF ABSENCE

**CORTELLINI, ANDREA – Ivan Green Primary School**

The continuation of an unpaid .5 (childrearing) leave of absence effective September 1, 2019 through the end of the 2019-2020 school year for Andrea Cortellini, ESL Teacher at Ivan Green Primary School.

**LAUSE, MARCELLA – Eastridge High School**

The continuation of an unpaid .4 (personal) leave of absence effective September 1, 2019 through the end of the 2019-2020 school year for Marcella Lause, Speech Pathologist at Eastridge High School, per memorandum of agreement dated January 23, 2019.

**DIPZINSKI, JACQUELINE – East Irondequoit Middle School**

The continuation of an unpaid (personal) leave of absence effective September 1, 2019 through the end of the 2019-2020 school year for Jacqueline Dipzinski, Health Teacher at East Irondequoit Middle School.

**ENGEL, SUZANNE – Districtwide**

The continuation of an unpaid .4 (childrearing) leave of absence effective September 1, 2019 through the end of the 2019-2020 school year for Suzanne Engel, District School Psychologist.

**FIDUCCIA, STACY – Eastridge High School**

The continuation of an unpaid (childrearing) leave of absence effective September 1, 2019 through the end of the 2019-2020 school year for Stacy Fiduccia, Social Studies Teacher at Eastridge High School.

### RETURN FROM LEAVE OF ABSENCE

**JOSEPH, LISA – Eastridge High School**

The return of Lisa Joseph, Foreign Language Teacher at Eastridge High School from an unpaid (.4 FTE) leave of absence (childrearing) during the 2018-2019 school year. Ms. Joseph will return on September 1, 2019.

### CLASSIFIED

### RESIGNATIONS

**HELMES, DAVID – Durand Eastman Intermediate School**

The resignation of David Helmes, Food Service Cook Manager at Durand Eastman Intermediate School, effective at the close of business on March 13, 2019. Mr. Helmes has been with the district since April 2007.

**JAMES, DEVIN – East Irondequoit Middle School**

The resignation of Devin James, C-shift Cleaner at East Irondequoit Middle School, effective at the close of business on March 27, 2019. Mr. James has been with the district since May 2018.

**WARREN, TERESA – Durand Eastman Intermediate School**

The resignation of Teresa Warren, Cafeteria Monitor at Durand Eastman Intermediate School effective at the close of business on March 11, 2019. Ms. Warren has been with the district since October 2018.

**CHANGE IN APPOINTMENT**

**BONACCHI, MARY KAY – Central Office**

The approval of the change of appointment of Mary Kay Bonacchi from a Secretary in the Business Office to a Payroll Clerk in the Business Office effective March 20, 2019.

**MUNGER, KRISTEN – Central Office**

The approval of the change of appointment of Kristen Munger from a Secretary in the Business Office to the Secretary to the Deputy Superintendent in the Business Office effective June 3, 2019.

**APPOINTMENT**

**HARTNETT, JR., STEPHEN**

The probationary appointment of Stephen Hartnett, Jr. to the position of Teacher Aide at Laurelton Pardee Intermediate School effective March 18, 2019. Mr. Hartnett’s probationary period will end on September 18, 2019. This position is for 6.5 hours per day.

1/Pawlak, 2/Lynch, Carried 8-0-0

**Executive Session – 8:27 pm**

**MOTION** to adjourn to Executive Session to discuss collective negotiations pursuant to the Taylor Law.

1/Pawlak, 2/Storm, Carried 8-0-0

Returned from Executive Session – 9:00 pm

**Adjournment – Motion** to adjourn at 9:00 p.m.

1/Pawlak, 2/Lynch, Carried 8-0-0

Respectfully submitted,

*Catherine Andersen*

Catherine Andersen  
District Clerk

**Executive  
Session**

**Meeting  
Adjourned**