**BOARD MEETING:** 

Regular

DATE:

Wednesday, April 8, 2015

TIME:

6:30 p.m.

PLACE:

Naples High School Cafeteria

- I. <u>Meeting Called to Order</u>
- II. Roll Call

III. Adopt the Agenda of the Regular Meeting of April 8, 2015 (Board Action)

IV. Executive Session

(Board Action)

- V. Pledge of Allegiance
- VI. <u>Public Comments</u>: The Board of Education invites you, the residents of our school community, to feel comfortable in sharing matters of interest or concern that you might have with us. The Board President will be happy to recognize those of you who wish to speak. We would ask that you come forward and please identify yourself before presenting your thoughts.

Those items brought to the attention of the Board during this time may be taken under consideration for future response or action. (Individual comments will be limited to three minutes.)

As a matter of courtesy, we ask that issues related to specific School District personnel or students be brought to the attention of the Superintendent of Schools privately. Thank you for this consideration.

<u>Board Reponse</u>: The Board of Education is committed to keeping communication open and transparent. The Board of Education President will be working with the Board and the Superintendent to make every effort to respond to public comments directed to the Board of Education at previous meetings, during the next scheduled meeting.

#### VII. Points of Interest

# VIII. Superintendent Recognitions & Updates

- Kudos
- Update on Elementary School Bus Loop
- March 20th Conference Day Review
- Report on meeting with Senator Funke
- Budget Discussion

### IX. Committee Reports

- Facilities
- Budget Committee

X. Minutes (Board Action)

XI. Fund Surplus Resolution Agreement and Release

(Board Action)
(Board Action)

XII. Business

• Establish Technology Club

Discards

XIII. Personnel

(Board Action)

- Appointment:
  - Cleaner

### XIV. Consent Agenda Items

(Board Action)

- CSE, CPSE & 504 Recommendations
- Student Teachers
- Volunteer
- Substitute
  - Cleaner

Minutes of a Regular Meeting of the Board of Education of Naples Central School held on Wednesday, April 8, 2015 at 6:31 p.m. in the Naples High School Cafeteria.

Members Present:

Robert Brautigam Ronald Burke Joseph Callaghan Carter Chapman

Brent Gerstner

Jacob Hall Robert Hotchkiss Gail Musnicki

Margo Ulmer Jericho Cervantes

Members Absent:

Also Present: Matthew Frahm, Mitchell Ball, Kristina Saucke, Justin Stuck, and Karen Mead.

Guests: Diann Payne, Owen Gentner, Ethan Gentner, Erin Gentner, Scott Petrie and John McCabe.

A quorum being present, the meeting was called to order at 6:31 p.m. by Board President Margo Ulmer.

Motion:

**Ronald Burke** 

2<sup>nd</sup>:

**Robert Brautigam** 

Resolved, that the Board of Education approves the agenda of the Regular Meeting of April 8, 2015 as presented.

Voting Yes: 9

**Motion Carried** 

Voting No: 0

**Motion:** 

**Ronald Burke** 

2<sup>nd</sup>:

**Robert Hotchkiss** 

Resolved, that the Board of Education approves calling an executive session at 6:32 p.m. for the purpose of discussing the employment history of a particular person or persons.

**Voting Yes: 9** 

**Motion Carried** 

Voting No: 0

Time out of Executive Session: 6:59 p.m.

#### **Public Comment**

Scott Petrie thanked the Board of Education and members of the administrative team for the advocacy on behalf of the district leading up the state budget. Mr. Petrie also thanked the Board of Education for hiring Allison Case and Michele Walpole.

# **Board Response**

None

#### **Points of Interest**

Board of Education Member Ronald Burke spoke about some fundraising activities in the community.

## **Superintendent Recognitions & Updates**

Superintendent Matthew Frahm spoke about student Kharyl Judith and her achievements in the Spelling Bee.

Mr. Frahm recognized Phillip Bariteau for his work in setting up a regional musical activity in the district on March 20<sup>th</sup>.

Mr. Frahm discussed the Elementary School bus loop noting that there are numerous pot holes and that the district is actively working on addressing the issues.

Mr. Frahm commented on the March 20<sup>th</sup> Conference Day and spoke about TED Talk style presentations and speakers, reviewed the conference day sessions, and spoke about historical Naples Central School District documents.

Mr. Frahm indicated that Mrs. Ulmer, Mr. Petrie, and himself had a joint meeting Rich Funke. He briefly outlined their discussions.

Mr. Frahm and Business Administrator Mitchell Ball presented on the proposed 2015-2016 school budget. This was followed by the Board of Education Budget Discussion.

## **Board Reports**

Board of Education and Budget Committee Member Jacob Hall reviewed items as discussed in the Budget Committee Meeting and thanked staff members for their work. Mr. Hall noted that the district is willing to present the proposed budget to any interested community groups and that the district is looking at making potential changes to the Budget Newsletter.

Board of Education and Facilities Committee Member Gail Musnicki reviewed items as discussed in the Facilities Committee Meeting including a meeting with Hazlitt, budget discussions, graduation, seasonal maintenance work, the elementary bus loop, and artwork by Darryl Abraham for the atrium.

**Motion:** 

**Brent Gerstner** 

2<sup>nd</sup>:

Jacob Hall

Resolved, that the Board of Education approves the minutes of the following meetings: Regular Meeting of March 18, 2015

**Voting Yes: 9** 

**Motion Carried** 

**Voting No: 0** 

Motion:

**Carter Chapman** 

2<sup>nd</sup>:

Jacob Hall

This Fund Surplus Resolution Agreement And Release ("Agreement") is by and between the Naples CSD ("District"), 136 North Main Street, Naples, NY 14512, and the Board of Cooperative Educational Services Rensselaer - Columbia - Greene Counties ("Questar III", which shall be defined to include Questar III's Board members, administrators, officers, employees, attorneys, agents, representatives, successors and assigns), 10 Empire State Boulevard, Castleton, NY 12033. The District and Questar III may be referred to collectively herein as the "Parties."

WHEREAS, Questar III retained D'Arcangelo & Co, LLP ("D'Arcangelo") to conduct an independent audit of the funds that Questar III has accrued for purposes of satisfying future liabilities for post-retirement and other post-employment benefits ("OPEB"); and

WHEREAS, D'Arcangelo issued an Agreed-Upon Procedures Report on July 21, 2014 (the "Report") which, among other things, confirmed the total balance of funds accrued by

Questar III for OPEB purposes as of June 30, 2013 and, of that balance, amounts that could be returned to the component and non-component school districts who participated in the relevant programs conducted by Questar III ("Accrual Amount"); and

WHEREAS, the Questar III Board has adopted a plan by which the OPEB Accrual Amount will be returned to such component and non-component school districts (the "Plan"), utilizing the basis for return set forth in the Report, and

WHEREAS, the Plan has received approval from the State Education Department; and

WHEREAS, the Parties hereto wish to memorialize the terms by which the District will participate in the Plan;

NOW, THEREFORE, THE PARTIES HEREBY AGREED AS FOLLOWS:

1. Questar III will return to the District a total of \$1,026.43 (the "Payment Amount"), which by this Agreement shall be deemed to constitute the District's full and complete entitlement to its share of the OPEB Accrual Amount. The Payment Amount shall be returned over a period not to exceed five years as follows:

**District: Naples CSD** 

Year ending June 30	OPEB Accruals Return to be Credited to Administrative Levy	% of Total Return to District
2016	\$1,026.43	100
Total Return of OPEB Accruals to District	\$1,026.43	100

The Payment Amount as set forth above shall be returned in the form of a credit against the amount that the District otherwise is required to contribute to Questar III for non-component district CoSer charges in each of the school years set forth in the Payment Schedule above. If the portion of the Payment Amount to be returned in any school year exceeds the amount that the District must otherwise remit to Questar III, the excess balance shall be added to the portion of the Payment Amount to be returned in the next subsequent school year pursuant to the above Payment Schedule. If any such excess balance remains after the final year of the Payment Schedule, the excess balance shall be credited against the District's required contribution to Questar III in the next subsequent school year, and any additional school years as may be necessary to fully return the Payment Amount to the District. In no case shall Questar III be required to return any portion of the Payment Amount in the form of a cash payment to the District, or in any other manner except as set forth herein.

- 2. The District hereby accepts the return of the Payment Amount, as set forth herein, as full and complete satisfaction of any claim or entitlement the District would otherwise have, by law, contract, equity or otherwise, to return of any portion of the Accrual Amount.
- 3. In consideration for the return of the Payment Amount as set forth herein, the District hereby releases and discharges Questar III from any and all obligations, claims or liabilities, of any nature, that relate to the Accrual Amount and/or Questar III's OPEB accruals up to the date of execution of this Agreement, and the District hereby agrees that it will not commence, maintain or cooperate with any action, proceeding or claim in law or equity, of any nature or in any forum, against Questar III in relation to the Accrual

Amount and/or Questar III's OPEB accruals up to the date of execution of this Agreement, which shall include but not be limited to any action, proceeding or claim in law or equity, seeking to recover (a) any portion of the Accrual Amount beyond that which is set forth in this Agreement, or (b) any other payment or relief that relates in any way to the Accrual Amount and/or Questar III's OPEB accruals up to the date of execution of this Agreement.

- 4. The District agrees that presentation of this Agreement shall serve as the District's unqualified and irrevocable consent to discontinue with prejudice any action, proceeding or claim in law or equity, commenced or maintained by or on behalf of the District and/or its officers in violation of the terms of this Agreement.
- 5. The Parties affirm that this Agreement fully and completely sets forth the agreed upon resolution of any rights, entitlements or claims that the District may have in relation to the Accrual Amount, and that no other promises or agreements have been made or would be effective in relation to the Accrual Amount.
- 6. The District and Questar III hereby each respectively affirm that the execution of this Agreement has been authorized by action of its Board of Education.

Voting Yes: 9 Motion Carried

Voting No: 0
Abstain: 0

Motion: Carter Chapman 2<sup>nd</sup>: Brent Gerstner

# Resolved, that the Board of Education approves the Business/Financial resolutions as presented:

- Resolved, that the Board of Education approves the formation of Technology Club (Official name to be determined by the student membership), with no stipend associated with the advisor position.
- Resolved, that approval be given for the following to be declared surplus property and approval given to discard as per Policy #5250:
  - Elementary School Library deletions as listed:

Amulet Georgia the Guinea Pig Fairy

Nurse Sharks Tarantulas

Voting Yes: 9 Motion Carried

**Voting No: 0** 

Motion: Jacob Hall 2<sup>nd</sup>: Gail Musnicki

# Resolved, that upon the recommendation of the Superintendent, the Naples Central School District Board of Education approves the following personnel items as presented:

- Resolved, that the Board of Education appoints the following:
  - Resolved, that the Board of Education approves the appointment of Kristine Chudyk, 10891 Mattoon Road, Prattsburgh, NY 14873 as cleaner, effective April 9, 2015, at the rate of \$9.55 per hour.

Voting Yes: 9 Motion Carried

Voting No: 0

**Motion:** 

Jacob Hall

2<sup>nd</sup>:

**Robert Brautigam** 

Resolved, that the Board of Education, upon the recommendation of Superintendent Matthew Frahm, approves the Consent Agenda Items as presented:

- a. Resolved, that the Board of Education approves student placements as per the recommendations of the Committee on Special Education, the Committee on Preschool Special Education, and the 504 Committee.
- b. Resolved, that the Board of Education approves the following Student Teachers:

Name

Placement

Supervising Teacher

Rebecca Allen

Elementary Education, April 6 - May 20, 2015

Jeffrey Liebentritt

Judith Ludwig

Elementary Education, April 6 – May 20, 2015

Carrie Grove

c. Resolved, that the Board of Education hereby approves the following Volunteer:

Name

Position

Address

Leigha A. Leach

Volunteer

6931 Tannery Creek Road, Naples, NY 14512

d. Resolved, that the Board of Education hereby approves the following list of Substitutes Appointments:

Name

Position

Address

Thomas Austin

Cleaner

8 Race Street, Naples, NY 14512

**Voting Yes: 9** 

Mo

**Motion Carried** 

Voting No: 0

**Motion:** 

**Carter Chapman** 

2<sup>nd</sup>:

**Ronald Burke** 

There being no further business, the Regular Meeting of April 8, 2015 is hereby adjourned at 8:30 p.m.

**Voting Yes:** 

**Motion Carried** 

**Voting No:** 

Dated this 8<sup>th</sup> day of April, 2015

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Mitchell Ball District Clerk