

Minutes of a Regular Meeting of the Dunkirk Board of Education held at The Reverend Roosevelt Haynes Large Group Instruction and Conference Room High School, May 9, 2023 at 5:30pm.

Members Present:

Mr. Kenneth Kozlowski; Mrs. Claudia Szczerbacki; Ms Betsy Ramos; Mrs. Loretta Torain; Mr. Lucas Catalano; Mr. Stephen Helwig; Mr. Marcus Buchanan; Mr. Kyler Huels

Members Absent:

None

Members Excused:

None

School Officials Present:

Superintendent of Schools: Mr. Michael Mansfield
School Business Administrator Assistant: Debra McAvoy
Director of Buildings and Grounds: Timothy Abbey

Present Also:

Twelve Administrators and Staff

1.0 Regular Order of Business:

Mr. Kozlowski called the meeting to order at 5:30

Ms. Ramos called roll.

2.0 Written Communications:

None

3.0 Questions and Oral Communications of the Public Pertaining to this Evening's Agenda Items:

None

4.0 Report of the Superintendent of Schools:

Mr. Mansfield started the meeting with the March and April students of the month. They are listed below:

School 3 - March - Khaleesi Covington
School 3 - April - Sofia Morales Vega
School 5 - March - Lydia Bray
School 5 - April - Sigrid Sasse
School 7 - March - Keydriel Bolling
Intermediate School - March - Neko Porter
Intermediate School - April - Aubrey Glowniak
Middle School - March - Camerong Rivera Jr.

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Middle School - April - Edalee Aniszewski
High School - March - Malaki Roland
High School - March - Ana Rodriguez
High School - April - Jessy Bautista Alvarez
High School - April - Alyssa Salerno

Mr. Mansfield then congratulated Rebecca Farwell for winning the Western New York Educational Service Council award and she was one of only three administrators honored in the entire region. Also he congratulated Corinna Hooze for being selected the Administrator of the Year from the Regional Bilingual Education Resource Network.

Mr. Abbey then gave an update on facilities and the School 7 masonry repair project for 2023. He showed the difference in the wear of the bricks and also stated that due to it being a Historical Building, it has to be fixed in the original way.

Mr. Mansfield also spoke about the upcoming budget vote and reminded everyone of the times and to get out and vote.

5.0 Report of the Board of Education President: None

5.1 Report from Board of Education Building & Transportation Committee:

None

5.2 Report from the Board of Education Finance Committee:

None

6.0 Consensus Items:

A. Request Time for Comment:

None

B. Request to Add or Withdraw Consensus Item(s):

None

C. Motion to Approve Consensus Item(s):

Mrs. Szczerbacki **moved** the adoption of the consensus items; **seconded** by Mr. Buchanan; approved unanimously;

6.1 Financial Matters:

- 6.1.1 March 2023 - Treasurer's Report**
- 6.1.2 April 2023 - Appropriation Status Report**
- 6.1.3 April 2023 - Revenue Status Report**
- 6.1.4 April 2023 - Journal Entry Report**
- 6.1.5 April 2023 - Budget Transfer Report**
- 6.1.6 April 2023 - Overtime Report**
- 6.1.7 April 2023 - Warrant Report**
- 6.1.8 April 2023 - Claims Auditor Report**

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6.2 Approval - Resignations/Terminations/Retirements:

Item No.	Action	Name	Position & Location	Effective Date	Bargaining Unit
6.2.1	Resignation for Retirement Purposes	David Boyda	Principal, School 5	January 31, 2024	DAA
6.2.2	Resignation for Retirement Purposes	Noreen Eckert	Transition Coordinator / Speech Therapist, Districtwide	June 30, 2023	DTA
6.2.3	Resignation	Margaret Gugino	Special Education Teacher, Secondary School	June 30, 2023	DTA
6.2.4	Resignation for Retirement Purposes	Ronald Rosenberg	School Counselor, Secondary School	June 30, 2023	DTA
6.2.5	Resignation	Josiah Rosplock	Lunch Monitor, Intermediate School	May 2, 2023	N/A
6.2.6	Resignation	Jessica Vazquez	Clerk II Spanish Speaking, Central Registration Center	April 18, 2023	CSEA

6.3 Approval - Extracurricular/Stipend Appointments:

Item No.	Action	Name	Position Location	Effective Date	Bargaining Unit
6.3.1	Appointment	Laura Muson	A.M. Supervision, School 3	May 1, 2023	DTA
6.3.2	Appointment	Joshua Fitzgerald	A.M. Supervision, School 3	May 1 - 10, 2023	DTA
6.3.3	Appointment	Jessica Houghtaling	A.M. Supervision, School 3	May 1 - 10, 2023	DTA
6.3.4	Appointment	JoAnne Michalski	A.M. Supervision, School 3	May 1 - 10, 2023	DTA
Item No.	Action	Name	Position Location	Effective Date	Bargaining Unit
6.3.5	Appointment	Denise Sievert	A.M. Supervision, School 3	May 1 - 10, 2023	DTA
6.3.6	Appointment	Aleah Dziduch	A.M. Supervision, School 3	May 1 - 10, 2023	DTA
6.3.7	Appointment	Amanda Kulig	Game Supervision	2022-2023 School Year	DTA
6.3.8	Appointment	Jenifer Ebert	Records Management, Vault	May 10, 2023	CSEA

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6.3.9	Appointment	Amanda Ferguson-Lutes	Records Management, Vault	May 10, 2023	CSEA
6.3.10	Appointment	Benjamin Tarnowski	Records Management, Vault	May 10, 2023	CSEA
6.3.11	Appointment	Renee Pasquale	Algebra 1 Teacher, Regents Bootcamp, High School (Shared with Stephanie Wisniewski)	May 10, 2023	DTA
6.3.12	Appointment	Stephanie Wixniewski	Algebra 1 Teacher, Regents Bootcamp, High School (Shared with Renee Pasquale)	May 10, 2023	DTA
6.3.13	Appointment	Tracy Schifano	Algebra 2 Teacher, Regents Bootcamp, High School	May 10, 2023	DTA
6.3.14	Appointment	Daniel Pierce	Biology Teacher, Regents Bootcamp, High School (Shared with Kimberly Sortisio)	May 10, 2023	DTA
6.3.15	Appointment	Kimberly Sortisio	Biology Teacher, Regents Bootcamp, High School (Shared with Daniel Pierce)	May 10, 2023	DTA
6.3.16	Appointment	Kimberly Lotter	Chemistry Teacher, Regents Bootcamp, High School	May 10, 2023	DTA
6.3.17	Appointment	Marie Cameron	ELA 11 Teacher, Regents Bootcamp, High School	May 10, 2023	DTA
6.3.18	Appointment	Anna Alvira	Geometry Teacher, Regents Bootcamp, High School	May 10, 2023	DTA
6.3.19	Appointment	Nathan Ahlstrom	Global History Teacher, Regents Bootcamp, High School	May 10, 2023	DTA
6.3.20	Appointment	Miriam Lugo Alfaro	Spanish 3 Teacher, Regents Bootcamp, High School	May 10, 2023	DTA
Item No.	Action	Name	Position Location	Effective Date	Bargaining Unit
6.3.21	Appointment	KathrynpiPilgrim	Special Education Teacher, Regents Bootcamp, High School	May 10, 2023	DTA
6.3.22	Appointment	Joshua Fitzgerald	After School Learning Program, Substitute Teacher, School 3	2022-2023 School Year	DTA

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6.4 Notification - Transfers:

Item No.	Name	Former Position & Location	New Position & Location	Effective Date	Bargaining Unit
6.4.1	Adam Hernandez	House Principal Secondary School, Grades 7-8	Principal Secondary School, Grades 7-12	July 1, 2023	DAA
6.4.2	Colleen McDonald	Teacher Aide, School 5	Teacher Aide, Secondary School	May 15, 2023	CSEA
6.4.3	Marielys Torres Gomez	Teacher Aide, Secondary School	Teacher Aide, School 7	April 24, 2023	CSEA

6.5 Approval - Leave of Absence/Return from Leave of Absence: None

Item No.	Type & Action	Name/Employee Number	Position & Location	Effective Date Range	Bargaining Unit

6.6 Approval - Amendments and Corrections:

Item No.	Action
6.6.1	Correction of Consensus Item 6.4.1 Transfer, from the April 19, 2023 Regular Board Meeting, Ana Rivas-Navedo rescinded her bid to transfer to the Teacher Aide position at School 7.

6.7 Approval - Surplus and Donations:

Item No.	Action
6.7.1	Approval to dispose of surplus books from School 3 as presented to the individual Board of Education members

6.8 Approval - Create/Abolish Positions:

Item No.	Action
6.8.1	Abolish position of Account Clerk assigned to Buildings, Grounds, & Transportation, effective April 17, 2023
6.8.2	Create position of Operations Assistant assigned to Buildings, Grounds, & Transportation, effective April 18, 2023

6.9 Approval - Athletics:

Item No.	Name	Title	Season	Effective Date Range
6.9.1	Evon Hernandez	Unpaid Assistant Coach, Flag Football, Girls	Spring	2022-2023 School

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				Year
6.9.2	A.J. Morales	Unpaid Assistant Coach, Junior Varsity Softball, Girls	Spring	2022-2023 School Year
6.9.3	Frankie Beras	Assistant Coach, Varsity, Football, Boys	Fall	2023-2024 School Year
6.9.4	Evon Hernandez	Assistant Coach, Varsity, Football, Boys	Fall	2023-2024 School Year
6.9.5	*Dana Smith	Assistant Coach, Varsity, Football, Boys	Fall	2023-2024 School Year
6.9.6	Christopher McQuiggan	Unpaid Assistant Coach, Varsity, Football, Boys	Fall	2023-2024 School Year
6.9.7	A.J Morales	Unpaid Assistant Coach, Varsity, Football, Boys	Fall	2023-2024 School Year
6.9.8	Zachery Meadows	Coach, Varsity, Soccer, Boys	Fall	2023-2024 School Year
6.9.9	*Jake Porpiglia	Coach, Modified, Soccer, Boys	Fall	2023-2024 School Year
6.9.10	Sixto Rosario	Coach, Varsity, Soccer, Girls	Fall	2023-2024 School Year
6.9.11	*Treasure Thomas	Coach, Varsity, Volleyball, Girls	Fall	2023-2024 School Year
6.9.12	Kyle Jarrell	Coach, Junior Varsity, Volleyball, Girls	Fall	2023-2024 School Year
6.9.13	Michael Green	Coach, Modified, Volleyball, Girls	Fall	2023-2024 School Year
6.9.14	Allie Saye	Coach, Varsity, Swimming, Girls	Fall	2023-2024 School Year
6.9.15	Allie Saye	Coach, Varsity, Tennis, Girls	Fall	2023-2024 School Year
6.9.16	Adam Woelfle	Coach, Varsity, Cross Country, Co-Ed	Fall	2023-2024 School Year
6.9.17	Michelle Gilmour	Assistant Coach, Varsity, Cross Country, Co-Ed	Fall	2023-2024 School Year
6.9.18	*Shanessa Escobar	Coach, Varsity, Football Cheerleading	Fall	2023-2024 School Year
6.9.19	*Lara Reece	Coach, Junior Varsity, Football Cheerleading	Fall	2023-2024 School Year
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6.9.20	Sixto Rosario	Coach, Varsity, Basketball, Boys	Winter	2023-2024 School Year
6.9.21	Scott Vandette	Coach, Modified, 8th Grade, Basketball, Boys	Winter	2023-2024 School Year
6.9.22	Michael Green	Coach, Modified, 7th Grade, Basketball, Boys	Winter	2023-2024 School Year
6.9.23	Quinn Bankoski	Coach, Varsity, Basketball, Girls	Winter	2023-2024 School Year
6.9.24	Kyle Jarrell	Coach, Junior Varsity, Basketball, Girls	Winter	2023-2024 School Year
6.9.25	Amanda Kulig	Coach, Modified, 8th Grade, Basketball, Girls	Winter	2023-2024 School Year
6.9.26	Amanda Kulig	Coach, Modified, 7th Grade, Basketball, Girls	Winter	2023-2024 School Year
6.9.27	Adam Woelfle	Coach, Varsity, Indoor Track & Field, Boys	Winter	2023-2024 School Year
6.9.28	Dennis Keppel	Coach, Varsity, Bowling, Boys	Winter	2023-2024 School Year
6.9.29	*Laura DeBicki	Coach, Varsity, Bowling, Girls	Winter	2023-2024 School Year
6.9.30	Salvador Flores	Coach, Varsity, Wrestling, Boys	Winter	2023-2024 School Year
6.9.31	Connor Aitcheson	Assistant Coach, Varsity, Wrestling, Boys	Winter	2023-2024 School Year
6.9.32	Salvador Flores	Coach, Modified, Wrestling, Boys	Winter	2023-2024 School Year
6.9.33	Connor Aitcheson	Coach, Modified, Wrestling, Girls	Winter	2023-2024 School Year
6.9.34	Allie Saye	Coach, Varsity, Swimming, Boys	Winter	2023-2024 School Year
6.9.35	*Treasure Thomas	Coach, Varsity, Basketball Cheerleading	Winter	2023-2024 School Year
6.9.36	Michelle Gilmour	Coach, Unified Bowling	Winter	2023-2024 School Year
6.9.37	Frank Jagoda	Coach, Varsity, Baseball, Boys	Spring	2023-2024 School Year
6.9.38	Alberto Benejan, Jr.	Coach, Junior Varsity, Baseball, Boys	Spring	2023-2024 School Year
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No.				Range
6.9.39	Michael Green	Coach, Modified, Baseball, Boys	Spring	2023-2024 School Year
6.9.40	Salvador Flores	Coach, Varsity, Softball, Girls (Split with Connor Aitcheson)	Spring	2023-2024 School Year
6.9.41	Connor Aitcheson	Coach, Varsity, Softball, Girls (Split with Salvador Flores)	Spring	2023-2024 School Year
6.9.42	*Aldyn Carlson	Coach, Junior Varsity, Softball, Girls (Split with Marcella Dolce)	Spring	2023-2024 School Year
6.9.43	*Marcella Dolce	Coach, Junior Varsity, Softball, Girls (Split with Aldyn Carlson)	Spring	2023-2024 School Year
6.9.44	Amanda Kulig	Coach, Modified, Softball, Girls	Spring	2023-2024 School Year
6.9.45	Adam Woelfle	Coach, Varsity, Track & Field, Girls	Spring	2023-2024 School Year
6.9.46	Kyle Jarrell	Coach, Modified, Track & Field, Boys/Girls	Spring	2023-2024 School Year
6.9.47	Adam Wolfley	Coach, Varsity, Golf, Boys	Spring	2023-2024 School Year
6.9.48	Allie Saye	Coach, Varsity, Tennis, Boys	Spring	2023-2024 School Year
6.9.49	Michelle Gilmour	Coach, Unified Basketball, Co-Ed	Spring	2023-2024 School Year
6.9.50	Kyle Jarrell	Assistant Coach, Unified Basketball, Co-Ed	Spring	2023-2024 School Year
6.9.51	Edwin Gomez	Coach, Flag Football, Girls	Spring	2023-2024 School Year
*Individuals are pending until they receive their AED-CPR/FASK Certification				

6.10 Approval - Calendar, Contracts, Clubs, Memorandum of Agreement or Understanding, & Trips:

Item No.	Action
6.10.1	Approval of the Professional Services Agreement with LaBella Associates, D.P.C for services related to the Masonry Reconstruction Project at School 7

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6.11 Approval - Internships or Plans/Policies:

Item No.	Action
6.11.1	Approval of the update to Policy #8110 - Curriculum Development, Resources, and Evaluation
6.11.2	Approval of the update to Policy #8320 - Textbooks, Library Materials, and other Instructional Materials
6.11.3	Approval of the update to Policy #8330 - Objection to Instructional Materials and Controversial Issues
6.11.4	Approval of the update to Policy #8340 - Instructional Materials and Nonpublic School Students

6.12 Special Education Placements:

WHEREAS, the Dunkirk Committee on Special Education met on various dates in April and May 2023 to review and evaluate the condition and placement of students who have been identified as having physical, mental, or emotional disability, and

WHEREAS, the documentation and evidence presented at these meetings indicate that the Committee on Special Education made the below-listed recommendations to the Board of Education; now therefore, be it

RESOLVED, that the recommendation for placement or change in placement of the children listed below be approved as follows:

6.12.1 Committee on Pre-School Education:

Recommended Program	Student ID Number(s)
<i>Itinerant Services</i>	900570893
<i>Related Service</i>	900570610, 900570875, 900570876, 900570660, 900570647, 900570635, 900570643, 900570645
<i>Special Class</i>	900570895, 900570255, 900570042, 900570921, 900570634

6.12.2 Sub Committee on Special Education:

6.12.3 Committee on Special Education:

Recommended Program	Student ID Number and Grade
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<i>Consultant Teacher Services</i>	900568718 (9), 900569964 (9), 900566412 (11), 900566676 (10), 900568731 (9), 900570972 (7), 900566921 (9), 091120000 (12), 900567265 (7), 900569885 (K)
<i>Integrated Co-Teaching</i>	900570185 (1), 900569402 (1), 900570802 (3), 900570029 (1), 900569667 (2), 900570275 (5), 900571000 (6)
<i>Psychological Counseling</i>	900570913 (5)
<i>Related Service</i>	900569319 (2), 900568972 (3), 900569717 (K)
<i>Special Class</i>	900569668 (1), 900568136 (5), 900569041 (3), 900568924 (3), 900569616 (UG), 900570234 (7), 900570132 (8), 900570733 (UG), 900567744 (5), 900570032 (K), 900570052 (K)

6.13 Approval of Minutes:

6.13.1 - April 19, 2023 - Regular Board of Education Meeting Minutes

7.0 Presentation of Items for Board Action (Resolutions):

A. Request to Add

Mr. Catalano **moved** the approval of the following resolution; **seconded** by Ms. Ramos; approved unanimously;

7.1 New Hire Appointments

Resolved, upon the recommendation of the Superintendent of Schools, that the following individuals are hereby appointed to the listed positions below:

7.1.1 Civil Service Employees' Association (CSEA):

Item No.	Name	Residence	Position & Assignment Location	Step	Grade	Months Worked	Hourly Salary	Annual Salary	Effective Date
7.1.1a	Amanda Ferguson-Lutes	Westfield, NY	Operations Assistant Buildings, Grounds, & Transportation	17	7	12	\$19.90	\$41,551	April 18, 2023
Probationary period will be April 18, 2023 to April 17, 2024									

7.1.2 Dunkirk Administrators' Association (DAA):

Item No.	Name	Residence	Position & Assignment Location	Months Worked	Annual Salary	Effective Date
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7.1.2a	Jeremy Dobek	Dunkirk, NY	Director of Technology and Communications	12	\$86,913	May 3, 2023
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Following passing of the Civil Service examination, the candidate's status will transition from provisional to probationary; the probationary period will be May 3, 2023 to May 2, 2024.

7.1.3 Dunkirk Teachers' Association (DTA):

Item No.	Name	Residence	Position Tenure Area & Location	Months Worked	Credits/ Step	Annual Salary	Effective Date
7.1.3a	Daniel Skinner	Brocton, NY	Business Teacher Business Secondary School	10	Step 2 Column B+36M	\$46,358	February 28, 2023

The probationary period will be February 28, 2023 to February 27, 2027; to receive tenure, the individual must receive a composite or overall APPR ratings of Effective or Highly Effective in at least three of the four preceding years.

7.1.4 Substitutes:

Item No.	Name	Residence	Position/Location	Daily, Permanent Daily, or Long-Term	Rate
7.1.4a	Susan Chaffee	Dunkirk, NY	Substitute Teacher, Retired	Daily	\$175/day
7.1.4b	Kasandra Cruz	Fredonia, NY	Substitute Cleaner and Teacher Aide	Daily	\$14.20/hour
7.1.4c	Erich Dickey	Orchard Park	Substitute Teacher, Certified	Daily	\$150/day

7.1.5 Other: None

Mrs. Torain **moved** the approval of the following resolution; **seconded** by Mr. Helwig; approved unanimously;

7.2 Tenure Appointment:

Resolved, upon the recommendation of the Superintendent of Schools that the following individual is hereby appointed on tenure with the effective date as noted:

Item	Name	Tenure Area	Effective Date	Bargaining Unit
7.2.1	Corinna Hooge	Administration	April 28, 2023	DAA

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Mrs. Torain **moved** the approval of the following resolution; **seconded** by Mr. Helwig; approved unanimously;

7.3 Appointment of Election Inspectors:

Resolved, upon the recommendation of the Superintendent of Schools, that the election inspectors provided by the Chautauqua County Board of Elections, as presented to the individual Board of Education members, are hereby approved for the Annual Budget Vote and Election of Board of Education members on May 16, 2023

Mrs. Szczerbacki **moved** the approval of the following resolution; **seconded** by Mr. Helwig; approved unanimously;

7.4 Board of Education Vote for Members to the Executive Committee for the Chautauqua County School Boards Association:

Whereas, there are four (4) vacancies on the Executive Committee for the Chautauqua County School Boards Association to be filled at the annual election. These four (4) seats will be effective July 1, 2023 - June 30, 2025.

Whereas, the Board of Education of each component school district, by resolution, may cast one (1) vote per each vacancy to be filled: now, therefore be it,

Resolved, that the Board of Education of the Dunkirk City School District casts one (1) vote for each of the following candidates:

Teresa Guzman, Sherman Central School District
Tracy Schrader, Falconer Central School District
Jeff Chase, Pine Valley Central School District
Larry Lodestro, Frewsburg Central School District

Mrs. Torain **moved** the approval of the following resolution; **seconded** by Ms. Ramos; approved unanimously;

7.5 Approval of Change Orders for Construction:

Resolved, that the following Phase 2 change orders for the Planned Facilities Upgrade 2020 be approved:

E.E. Austin & Son, Inc.	GC-014	\$1,138.00
E.E. Austin & Son, Inc.	GC-015	\$1,232.00

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BECC Electric, Inc.	EC-003	\$668.00
BECC Electric, Inc.	EC-004	\$2,739.00
BECC Electric, Inc.	EC-005	\$19,807.00
M.K.S Plumbing Corp.	PC-002	\$3,085.00

There was a roll call vote for the following resolution with the votes listed below:

Mr. Kozlowski - Yes
Mrs. Szczerbacki - Yes
Ms. Ramos - Yes
Mr. Catalano - Yes
Mrs. Torain - Yes
Mr. Buchanan - Yes
Mr. Helwig - Yes

7.6 Approval of the Dunkirk City School District Emergency Declaration:

Resolved, that pursuant to § 103 (4) of the General Municipal Law, the Board of Education declares that an emergency exists because of extensive exterior masonry failure causing major damage to the School #7 building envelope. This damage was accelerated by the extreme freeze thaw cycle of the 2022-2023 winter season. The damage affects the health and safety of the District, its employees and students, and requires immediate action which cannot await competitive bidding. The Board finds that the proposed repairs, remediation, preservation and replacement of property of the District must be undertaken without delay. The Board further finds that such work is necessary for the protection and safety of students, employees and the property of the District. The Board has reviewed preliminary estimates for the work attached to this resolution. Such work will be performed at a cost not to exceed \$250,000. The Board further finds that further review and authorizations may be necessary. It is further,

Resolved, that the Board authorizes the awarding of contracts and the purchasing for this work, without competitive bidding, such work to commence immediately. The Board further ratifies all contracts and purchases made to date for all emergency work and purchases. It is further,

Resolved, that all such expenditures made by authority of this resolution are ordinary contingent expenses.

There was a roll call vote for the following resolution with the votes listed below:

Mr. Kozlowski - Yes
Mrs. Szczerbacki - Yes
Ms. Ramos - Yes
Mr. Catalano - Yes

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Mrs. Torain - Yes

Mr. Buchanan - Yes

Mr. Helwig - Yes

7.7 A Resolution, dated May 9, 2023, of the Board of Education of the City School District of the City of Dunkirk, Chautauqua County, New York (the “District”) Declaring the District’s Proposed Capital Outlay Project (Involving Certain Upgrades and Improvements at the District’s Elementary School 3) to be a Type II Action Under Seqra, and Authorizing and Directing the Inclusion of Funding for Such Project in the District’s Proposed 2023-2024 Budget:

Whereas, The City School District of the City of Dunkirk, Chautauqua County, New York (the “District”), after consultation by District officials with the District’s retained architectural firm, LaBella Associates, D.P.C. (“LaBella”), has resolved that the District should propose to undertake, during the District’s pending (2023-2024) fiscal year, a capital outlay project involving certain upgrades and improvements at the District’s Elementary School 3, such work being anticipated to include, but not necessarily be limited to, the construction of and renovation of select restrooms (and all associated work) (collectively, the “Project”); and

Whereas, the estimated maximum cost of the Project (inclusive of all preliminary and incidental costs) has been determined by LaBella to be \$250,000; and

Whereas, the District is proposing that the Project be financed by the application of \$250,000 of funds to be earmarked for such purpose as a “Transfer to Capital Fund” in the District’s pending (i.e., 2023-2024) budget, with the work on the Project being anticipated to occur (and be completed) during the 2023-2024 fiscal year of the District; and

Whereas, the District wishes to reserve the right to expand, contract or modify the scope of the Project in light of the level of future bids received, with the understanding that the estimated maximum cost of the Project will not exceed \$250,000; and

Whereas, in accordance with State Education Department (“SED”) guidance and policy, the District/Board of Education is the appropriate agency to be the lead agency to undertake Project review under the State Environmental Quality Review Act (“SEQRA”); and

Whereas, Section 617.5 of the SEQRA Regulations (6 NYCRR Part 617) provides that certain activities are Type II actions that are not subject to review under SEQRA and that such activities include “routine activities of educational institutions,” “maintenance or repair involving no substantial changes in an existing structure or facility;” “replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site...unless such action meets or exceeds any [Type I] thresholds in section 617.4”; and

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Whereas, the proposed Project constitutes such routine activities of educational institutions; maintenance or repair activities; and/or in-kind, same-site replacement, rehabilitation or reconstruction activities; and

Whereas, under the terms of the Memorandum of Understanding (a/k/a the “MOU” or the “Letter of Resolution”) between the State Office of Parks, Recreation and Historic Preservation (“OPRHP”) (a/k/a the “State Historic Preservation Office” or “SHPO”) and SED, and the terms of the MOU’s exemption form, a project is exempt from SHPO review if, among other possible reasons, a building is 50 years old or older but has previously been evaluated by SHPO and found not to meet the criteria for inclusion in the State and National Registers (the “Registers”); and

Whereas, as indicated in the Cultural Resource Information System (“CRIS”), SHPO has determined that the Elementary School 3 building is “not eligible” for listing on the Registers because it does not meet the criteria for inclusion in the Registers, and therefore the proposed Project work is exempt under the MOU terms described above, although LaBella may nonetheless submit information on the proposed Project work to SHPO for confirmation;

Now therefore, be it

Resolved, that it is the final determination of the District’s Board of Education that the proposed Project is a Type II action, which is not subject to review under SEQRA, and that the proposed Project will not result in a significant adverse impact on the environment; and be it further

Resolved, that the proposed Project shall be included as a “Transfer to Capital Fund” line item (not exceeding \$250,000 in amount) in the District’s proposed budget for the 2023-2024 fiscal year (with appropriate additional notification to District voters regarding the anticipated details of the work to be given in connection with the District’s regular budget approval process), so that such Project may be initiated and completed (assuming voter approval of the District's proposed budget) during the District’s 2023-2024 fiscal year; and be it further

Resolved, that this resolution shall take effect immediately.

Ms. Ramos **moved** the approval of the following resolution; **seconded** by Mrs. Torain; approved Unanimously;

7.8 Approval of Budget Transfer:

Resolved, upon the recommendation of the Superintendent of Schools to transfer \$324,248.00 from the School Lunch Fund Balance code as directed by New York State Child Nutrition Auditors to be spent as follows:

All funds are to be spent on upgrading and repairing cafeteria equipment in all schools

May 9, 2023

8.0 Other Matters for Consideration:

8.1 Old Business:

None

8.2 New Business:

The Board issued congratulations to Ms. Farwell and Mrs. Hooge for their awards, and also to Mr. Boyda for his upcoming retirement.

9.0 Questions and Oral Communications of the Public: None

10.0 Executive Session: Mr. Buchanan **moved** to enter executive session, regarding the sale of property; **seconded** by Mrs. Szczerbacki at 6:12 PM

Adjournment of Regular Meeting:

Mrs. Torain **moved** to adjourn; **seconded** by Mr. Buchanan ; carried unanimously at 6:13 PM.

Adjournment of Executive Session: Mr. Helwig **moved** to adjourn; **seconded** by Mr. Buchanan; Carried unanimously at 7:25 PM