



Newfane Central School District Board of Education

Newfane Board of Education Meeting Minutes

November 7, 2017

The November 7, 2017 meeting of the Newfane Board of Education was held in room 129 at the Early Childhood Center. The meeting was called to order by Board President Schmitt at 7:05 pm.

CALL TO ORDER

J. Schmitt, A. Kennedy, L. Licht, M. Lingle, J. Little, C. Wentland
P. Kelahan

**TRUSTEES PRESENT
TRUSTEE EXCUSED**

M. Baumann, B. Schuler, D. Ames, J. Bower, G. Noon, P. Young, T. Adams,
D. Bedette

**ADMINISTRATION
PRESENT**

B. Zografos, C. Hoffman, T. Sellers

OTHERS PRESENT

The District Mission Statement was read by Trustee Little

**PLEDGE OF
ALLEGIANCE and
DISTRICT MISSION
STATEMENT**

Motion made by Trustee Little and seconded by Trustee Licht
RESOLVED, that the proposed agenda for November 7, 2017 be approved as amended.

**ESTABLISH ORDERS
OF THE DAY**
Approved the agenda

Resolution Carried: 6 YES 0 NO

There were no public remarks or comments at this time.

**Public remarks or
comments**

CAPTIAL PROJECTS UPDATE:

George Noon, Facilities Director and Bill Zografos, Cannon Design presented the board with a comprehensive update on work done within the Capital Project and Emergency Capital Project. The work included but is not limited to the High School gym, lavatories, brick; Middle School Library, masonry and roofing at all the buildings. Phase 3 of the projects start this week. The Capital Outlay Project regarding the pool will begin with replacement of the starting blocks and face plates. The Emergency Project at the NECC requires a vote at this meeting and encompassed the replacement of steam pipes under the building. The old pipes were not removed as the new pipes were installed next to the existing pipes to eliminate any concerns of disturbing the materials used in the past.

PRESENTATIONS

PRESIDENT REPORT:

President Schmitt congratulated all the fall sports teams on their effort and success.

REPORTS

SUPERINTENDENT REPORT:

Mr. Baumann offered congratulations to all the fall sports teams, he mentioned the season ended for most of them after a wonderful job, but the cross country teams are still competing and going to states.

A staff development day will be held this week continuing what was started over the summer and continuing in March.

Mr. Baumann welcomed Vice Principal Danielle Hawkins back and offered appreciation to W. Agronin for his assistance during her leave. He also shared that Mr. Agronin was very complimentary of the Newfane District as a whole.

Next week Mr. Anstett will begin with the district as the Coordinator of Technology under the supervision of P. Young.

The Unity Day Celebrations and Fall Fest were great and the new “Buddy Bench” at the Elementary is a wonderful addition.

COMMITTEE REPORTS:

A. Kennedy handout a summary report to the board for NOSBA and the Curriculum Committee. A lot of work is being done.

L. Licht updated the board on the Technology Committee, they are moving forward with the technology in the district and updating the equipment.

NEWFANE TEACHER’S ASSOCIATION REPRESENTATIVE:

T. Sellers, represented the NTA, the NTA is proud of all the fall sports teams and shared that 5 of the coaches are on the NTA executive committee which displays their commitment to the students.

The Routine Order of Business was voted on by unanimous consent to be listed separately in the minutes.

Motion made by Trustee Licht and seconded by Trustee Little

RESOLVED, that the minutes of the October 17, 2017 meeting of the Board of Education be and are approved.

Resolution Carried: 6YES 0 NO

Motion made by Trustee Licht and seconded by Trustee Little

RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education accept and file the Treasurer’s Monthly Reports for the period of July 2017.

Resolution Carried: 6YES 0 NO

Motion made by Trustee Licht and seconded by Trustee Little

RESOLVED, that the Board of Education, upon reviewing the recommendation of the Committee on Special Education and the Committee on Preschool Special Education will arrange for the appropriate special education programs and services to be provided for meetings held as listed in Enclosure 2017.11.07.8C.

Resolution Carried: 6YES 0 NO

The Personnel Order of Business was voted on by unanimous consent to be listed separately in the minutes. (except C)

Motion made by Trustee Licht and seconded by Trustee Kennedy

RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education accept, the resignation of Karen Tower, from her position of AIS Tutor Teacher and Substitute Teacher, effective retroactively to November 3, 2017, at the close of business.

Resolution Carried: 6 YES 0 NO

ROUTINE ORDER OF BUSINESS

Approved minutes

Enclosure 2017.11.07.8A

Accepted and filed the
Treasurer’s Monthly Report
Enclosure 2017.11.07.8B

Approved the classification
and placement of students
Enclosure 2017.11.07.8C

PERSONNEL ORDER OF BUSINESS

Accepted the resignation of
K. Tower, AIS Tutor and
Substitute Teacher
Enclosure 2017.11.07.9A

Motion made by Trustee Licht and seconded by Trustee Kennedy
RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education accept, the resignation of Jenee Kowalik, from her position of Food Service Helper, effective November 21, 2017, at the close of business, and; FURTHER RESOLVED, that Jenee Kowalik be approved as a substitute Food Service Helper effective November 22, 2017.
Resolution Carried: 6 YES 0 NO

Accepted the resignation of
J. Kowalik, Food Service
Helper
Enclosure 2017.11.07.9B

Motion made by Trustee Schmitt and seconded by Trustee Lingle
to amend the resolution as follows.

Resolution Carried: 6 YES 0 NO

Motion made by Trustee Licht and seconded by Trustee Little
to approve the resolution as amended

RESOLVED, upon the recommendation of the Superintendent of Schools, that Mary Ann Neff, residing in Burt, New York, be and is appointed to the position of Temporary Part Time Treasurer, effective retroactively to October 18, 2017.

Resolution Carried: 6 YES 0 NO

Appointed M. Neff as
Temporary Part Time
Treasurer
Enclosure 2017.11.07.9C

Motion made by Trustee Licht and seconded by Trustee Kennedy
RESOLVED, upon the recommendation of the Superintendent of Schools, that the Treasurer be the check signatory and in the absence of the Treasurer, the Business Administrator is authorized as a check signatory, effective retroactively to October 27, 2017.

Resolution Carried: 6 YES 0 NO

Added B. Schuler as Check
Signatory
Enclosure 2017.11.07.9D

Motion made by Trustee Licht and seconded by Trustee Kennedy
RESOLVED, upon the recommendation of the Superintendent of Schools, that the individuals listed below be and are appointed as coaches for the 2017-18 school year:

<u>Sport</u>	<u>Position</u>	<u>Name</u>	<u>Percentage</u>	<u>Step</u>
Track – M	Head	Andrew Kaszuba	5.0	2
Unified Bowling	Head	Justin Balcom	5.0	3

Resolution Carried: 6 YES 0 NO

Appointed A. Kaszuba and
J. Balcom as coaches
Enclosure 2017.11.07.9E

Motion made by Trustee Licht and seconded by Trustee Kennedy
RESOLVED, upon the recommendation of the Superintendent of Schools, that the following college student, be and is approved to observe and participate in the classroom in completion of the twenty hour field experience as presented, effective retroactively to October 26, 2017 through December 5, 2017:

<u>Name</u>	<u>College</u>	<u>Cooperating Teacher/School</u>
Shelby Pasquale	NCCC	Chastity Flynn/Elementary

Resolution Carried: 6 YES 0 NO

Approved student S.
Pasquale to observe and
participate at the
Elementary
Enclosure 2017.11.07.9F

Motion made by Trustee Licht and seconded by Trustee Kennedy
RESOLVED, upon the recommendation of the Superintendent of Schools, that Nathan Auernhamer be and approved to work as a volunteer in the Newfane Elementary School for the 2017-18 school year, with the understanding that volunteers are to work under the direct supervision of the class room teacher and that at no time are they to supervise students unattended.

Resolution Carried: 6 YES 0 NO

Approved student N.
Auernhamer to volunteer at
the Elementary
Enclosure 2017.11.07.9G

The New Order of Business was voted on by unanimous consent to be listed separately in the minutes.

Motion made by Trustee Licht and seconded by Trustee Wentland
RESOLVED, upon the recommendation of the Superintendent of Schools, that Cassandra Hurtgam, 6th grade Teacher, attend the NYSED Final Eyes Meeting, in Albany, New York, traveling from November 28-30, 2017, also are approved the associated expense for a substitute as presented in enclosure 2017.11.07.10A.

Resolution Carried: 6 YES 0 NO

Motion made by Trustee Licht and seconded by Trustee Wentland
RESOLVED, upon the recommendation of the Superintendent of Schools, that Phillip Quinn and Christopher Hart, High School Music Teachers, and approximately six High School Students, be approved to attend the New York State School Music Association Area All State Festival, in Fredonia, New York, November 17-18, 2017, and also are approved the associated expenses as per enclosure 2017.11.07.10B.

Resolution Carried: 6 YES 0 NO

Motion made by Trustee Licht and seconded by Trustee Wentland
RESOLVED, upon the recommendation of the superintendent of schools, that following budget transfer be approved:

From budget code

A2250-472-31 (special ed. tuition) \$128,800.00

To budget code

A2250-425-31 (special ed. contractual) \$128,800.00

Resolution Carried: 6 YES 0 NO

Motion made by Trustee Licht and seconded by Trustee Wentland

A RESOLUTION, DATED NOVEMBER 7, 2017, OF THE BOARD OF EDUCATION OF THE NEWFANE CENTRAL SCHOOL DISTRICT, NIAGARA COUNTY, NEW YORK (THE "DISTRICT") DECLARING THE DISTRICT'S PROPOSED EMERGENCY CAPITAL PROJECT INVOLVING NECESSARY AND IMMEDIATE MEASURES TO ADDRESS THE UNEXPECTED FAILURE OF THE LOW-PRESSURE STEAM HEATING SYSTEM (AND ASSOCIATED DETERIORATING/LEAKING PIPES) AT THE DISTRICT'S EARLY CHILDHOOD CENTER TO BE A TYPE II ACTION UNDER SEQRA

WHEREAS, the Newfane Central School District, Niagara County, New York (the "District") is in the process of responding to the unexpected failure of the low-pressure steam heating system (the "System") and associated deteriorating/leaking pipes that are located in a crawl space directly below various classrooms at the Newfane Early Childhood Center, 6048 Godfrey Road, Burt, New York (the "Facility"); and

WHEREAS, the District proposes to undertake, on an immediate basis due to the nature of the problem and the significant health and safety risks posed, a remedial capital improvements project involving the replacement (and removal, as needed) of certain deteriorating/leaking pipes in the System, along with the abatement (and removal, as needed) of asbestos-containing insulation in the System, as well as the investigation of the remaining piping in the System, with such piping to also be replaced (and removed, as needed), if such piping is found to be in a similar deteriorated condition, all in compliance with applicable statutes, regulations and standards (collectively, the "Project"); and

WHEREAS, the District proposes to undertake the Project for the general protection of the public and, specifically, for the restoration of the System and the continued safe operation of the Facility for the benefit of the District, in order to ensure the health and safety of District students and employees, and members of the public; and

NEW ORDER OF BUSINESS

Approved a conference for
C. Hurtgam
Enclosure 2017.11.07.10A

Approved a conference for
Area All State Music
Students
Enclosure 2017.11.07.10B

Approved a budget request
Enclosure 2017.11.07.10C

Adopted a SEQRA relating
to the NECC steam pipe
replacement
Enclosure 2017.11.07.10D

WHEREAS, Section 617.5 of the State Environmental Quality Review Act (“SEQRA”) Regulations (6 NYCRR Part 617) provides that certain activities are Type II actions which 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 and construction of a structure or facility, in kind, on the same site; and emergency actions that are immediately necessary on a limited and temporary basis for the protection or preservation of life, health, property or natural resources; and

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

NOW THEREFORE, BE IT RESOLVED that it is the final determination of the District’s Board of Education that the Project is a Type II action, which is not subject to review under SEQRA, and the proposed action will not result in a significant adverse impact on the environment.

Resolution Carried: 6 YES 0 NO

Motion made by Trustee Licht and seconded by Trustee Wentland

A RESOLUTION, DATED NOVEMBER 7, 2017, OF THE BOARD OF EDUCATION OF THE NEWFANE CENTRAL SCHOOL DISTRICT, NIAGARA COUNTY, NEW YORK (THE “DISTRICT”) FINDING AND DECLARING THE EXISTENCE OF AN EMERGENCY SITUATION ARISING OUT OF THE UNEXPECTED FAILURE OF THE DISTRICT’S LOW-PRESSURE STEAM HEATING SYSTEM (AND ASSOCIATED DETERIORATING/LEAKING PIPES) AT THE DISTRICT’S EARLY CHILDHOOD CENTER, AND AUTHORIZING AN EMERGENCY CAPITAL IMPROVEMENTS PROJECT TO ADDRESS THE SITUATION IN ORDER TO ENSURE THE HEALTH AND SAFETY OF DISTRICT STUDENTS AND EMPLOYEES, AND MEMBERS OF THE PUBLIC

WHEREAS, the Newfane Central School District, Niagara County, New York (the “District”) is in the process of responding to the unexpected failure of the low-pressure steam heating system (the “System”) and associated deteriorating/leaking pipes that are located in a crawl space directly below various classrooms at the Newfane Early Childhood Center at 6048 Godfrey Road, Burt, New York (the “Facility”); and

WHEREAS, such unexpected failure has resulted in unsafe and unhealthy conditions at the Facility, as the District is not able to provide reliable heat to such classrooms sufficient to meet the requirements of the New York State Property Maintenance Code; and

WHEREAS, the District proposes to undertake, on an immediate basis due to the nature of the problem and the significant health and safety risks posed, a remedial capital improvements project involving the replacement (and removal, as needed) of the existing deteriorating/leaking pipes within affected areas of the System, along with the abatement (and removal, as needed) of asbestos-containing insulation in the System, as well as the investigation of the remaining piping in the System, with such piping to also be replaced (and removed, as needed), if such piping is found to be in similar deteriorated condition, all in compliance with applicable statutes, regulations and standards (collectively, the “Project”); and

WHEREAS, the District’s retained architect for the Project (Cannon Design) has been in contact with the New York State Education Department (which has indicated that the project may be treated as a “local emergency”), a project number has been assigned (or is in the process of being assigned), and the District has retained (or is in the process of retaining) contractors to undertake and complete the Project, as well as any reasonably required additional work to address the described situation; and

Declared an Emergency
Capital Project
Enclosure 2017.11.07.10E

WHEREAS, the District proposes to undertake the Project for the general protection of the public and, specifically, for the restoration and continuation of a safe and reliable System and Facility for the benefit of the District, to ensure the health and safety of District students and employees, and members of the public;

NOW, THEREFORE, BE IT RESOLVED that the District finds that the situation described above: (1) requires immediate action to restore and preserve the physical integrity of the System and the Facility, and protect the health and safety of District students and employees, and members of the public; and (2) constitutes an emergency within the meaning of Section 103(4) of the General Municipal Law; and be it further RESOLVED, that the Project shall be limited in general scope to those items of work that have been deemed by the District's architects/engineers to be immediately necessary or advisable to ensure the health and safety of District employees, students and members of the public; and be it further

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

RESOLVED, that all of the expenses associated with the Project (including, without limitation, the costs of the replacement (and removal, as needed) of the deteriorating/leaking pipes, along with the abatement (and removal, as needed) of asbestos-containing insulation and the undertaking of any reasonably required additional work to address the described situation, as well as the incurrence of necessary architectural and engineering costs, legal costs and other related incidental costs), all of which are hereby declared to be contingent expenses, shall be funded by the expenditure of up to \$75,000.00 (or so much thereof as may be necessary) of District funds currently available in the form of unspent funds within the District's 2017-2018 budget (specifically, in the General Fund), such expenditure being hereby authorized; and be it further

RESOLVED, that such expended amounts will be restored to the District's General Fund at the time of (and to the same extent as) the District's receipt of (if applicable) of any payments from the District's property and casualty insurer arising out of the described situation, and/or (more likely) from State building aid that may be forthcoming over time in connection with the Project; and be it further

RESOLVED, that the Superintendent of Schools, the School Business Administrator and other appropriate District officials be, and they hereby are, authorized to work with the District's contractors and/or architects/engineers to develop and complete the plans and specifications for the Project, to solicit (in accordance with State Education Department guidance) quotes for the work on the Project, to enter into (in the case of the Superintendent, only) contracts for the work on the Project on behalf of the District, and to undertake such other actions as may be reasonably necessary for the District to undertake, carry out and complete the Project as soon as reasonably practicable, all in accordance with applicable New York State law.

Resolution Carried: 6 YES 0 NO

RESOLVE, upon the recommendation of the Superintendent of Schools, that the district policies annexed to this resolution and listed as enclosure 2017.11.21.xx receive both first both first and second/final readings:

Number	Title
7313	Suspension of Students
7320	Alcohol, Tobacco, Drugs & Other Substances
7330	Searches and Interrogations of Students
7340	New Title: Bus Rules
7360	Weapons in School & the Gun-Free Schools Act
7410	Extracurricular Activities
7420	Sports and the Athletic Program

REVIEW ITEM
Policy Changes
Enclosure 2017.11.07.11A

7511 Immunization of Students
 7513 Administration of Medicine
 7514 Student Health Records
 7521 Students with Life Threatening Health Conditions
 7522 Concussion Management
 7530 New Title: Child Abuse and Maltreatment
 7316 Student Use of Personal Technology
 7550 Dignity for All Students
 7580 Safe Public School Choice Option to Students Who Are Victims of a Violent Criminal Offense
 7615 Least Restrictive Environment
 7642 New Title: Extended School Year Services or Programs
 7660 Parent Involvement for Children with Disabilities
 7670 New Title: Due Process Complaints: Selection and Board Appointment of Impartial Hearing Officers
 7680 Independent Educational Evaluations (IEE)
 7690 Special Education Mediation

CONCLUDING ORDERS OF BUSINESS

There were no public remarks or comments at this time.

Public remarks or
comments

This time was used for trustees to share information without action.

Anything for the “good of
the order”

- Middle School Update

Presentation for Next
Meeting

Motion made by Trustee Little and seconded by Trustee Licht
 MOVED, that the Board of Education enter into executive session for the purpose of discussing contractual negotiations, specific personnel items and a grievance.
 Resolution Carried: 6 YES 0 NO
 Recessed at: 8:11 pm Reconvened at: 9:35 pm

EXECUTIVE SESSION

Motion made by Trustee Lingle and seconded by Trustee Kennedy
 MOVED, that the Board of Education adjourn the meeting.
 Resolution Carried: 6 YES 0 NO
 Meeting adjourned at: 9:35 pm

ADJOURNMENT

Respectfully submitted,

Bernadette Seymour
District Clerk