

**NORTH SALEM CENTRAL SCHOOL DISTRICT**  
**NORTH SALEM, NEW YORK 10560**  
[www.northsalemschools.org](http://www.northsalemschools.org)  
**BOARD OF EDUCATION**  
**MINUTES OF REGULAR BOARD MEETING**  
**June 15, 2011**

**Call to Order**

A regular meeting of the Board of Education of the North Salem Central School District was called to order at 6:02 PM in the Board Conference Room by Board Vice President Judith Schurmacher.

At 6:02 PM, a motion was made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0), to enter into Executive Session for the purpose of Student No. 2010-2011/1. Ms. Schurmacher was appointed Clerk Pro-Tem for this Executive Session.

Also Present: Dr. George Bovino, Parents of Student No. 2010-2011/1

At 6:36 PM, on a motion made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0), the Board adjourned the Executive Session and reconvened to the Public Session.

On a motion made by Katherine Daniels and seconded by Judy Schurmacher, the Board voted 7-0 that the hearing record supports Dr. Kenneth Freeston's finding that on May 17, 2011, Student No. 2010-2011/1 was consuming and being under the influence of alcohol on school property.

On a motion made by Paul Smadbeck and seconded by Jonathan Freeman, the Board voted 7-0 on the following resolution which affirms and modifies in part the penalty for Student No. 2010-2011/1:

**WHEREAS**, after a disciplinary hearing held on May 20, 2011 before Dr. William Miles as Hearing Officer, the Hearing Officer found in an Advisory Report dated May 22, 2011 that on May 17, 2011, Student No. 2010-2011/1 violated Section 3214(3)(a) of the Education Law and Sections 5300.30 (E)(11) of the Code of Conduct adopted by the Board of Education, as revised and re-adopted on July 7, 2010; and

**WHEREAS**, the Advisory Report of the Hearing Officer was adopted in all respects by the Superintendent of Schools, Dr. Kenneth R. Freeston, by decision dated May 27, 2011 and

**WHEREAS**, the School District's Committee on Special Education determined on May 20, 2011 that the aforesaid misconduct of Student No. 2010-2011/1 on May 17, 2011 was not a manifestation of his disability; and

**WHEREAS**, the penalty imposed for the foregoing offense was suspension from required attendance upon instruction through the end of the 2010-2011 school year; and

**WHEREAS**, Student No. 2010-2011/1 appealed from the aforesaid decision pursuant to Section 3214(3)(c) of the Education Law; and

**WHEREAS**, said appeal was heard by the Board of Education on June 15, 2011, at which time Student No. 2010-2011/1 appeared by Parents and the School District appeared by Dr. George A. Bovino, Assistant Principal, North Salem Middle/High School, and oral argument was presented; and

**WHEREAS**, the Board of Education has considered the arguments of the parties, has reviewed the electronic record of the hearing held before the Hearing Officer on May 20, 2011, and has reviewed the anecdotal record of Student No. 2010-2011/1; now, therefore, be it

**RESOLVED**, that the Board of Education hereby affirms the findings of fact adopted by the Superintendent of School and concludes that Student No. 2010-2011/1 engaged in conduct which was disorderly and endangered the safety, morals, health, and welfare of others, in violation of Section 3214(3)(a) of the Education Law, and the School District's Code of Conduct; and be it further

**RESOLVED**, that the decision of the Superintendent of Schools as to penalty is affirmed and modified in part. The sole modification is Student No. 2010-2011/1 be allowed to attend the PQ Grade 5 Recognition Ceremony. Student No. 2010-2011/1 will be accompanied by parents at all times and must leave the premises immediately following ceremony; and be it further

**RESOLVED**, that this resolution shall be effective immediately.

At 6:45 PM, a motion was made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0), to enter into Executive Session for the purpose of negotiations. Ms. Schurmacher was appointed Clerk Pro-Tem for this Executive Session.

At 7:28 PM, on a motion made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0), the Board adjourned the Executive Session and reconvened to the Public Session.

**Board Members Present at this Meeting:**

Ms. Katherine Daniels, President  
Ms. Judith Schurmacher, Vice-President  
Mr. Paul Giamundo, Trustee  
Mr. Paul Smadbeck, Trustee  
Mr. Andrew Brown, Trustee  
Mr. Jonathan Freeman, Trustee  
Ms. Deborah D'Agostino, Trustee

**Also Present:**

Dr. Kenneth Freeston, Superintendent  
Dr. Michael Hibbard, Assistant Superintendent for Curriculum and Human Resources  
Ms. MaryJo Hauser, Assistant Superintendent for Pupil Personnel Services  
Ms. Barbara Briganti, Director of Business Administration  
Mr. Gary Green  
Ms. Mary Rhuda, District Clerk  
Members of the Public

## **Call to Order**

The meeting was called to order at 7:37 PM Katherine Daniels followed by the pledge of allegiance.

## **Announcements**

Ms. Daniels advised that she is still hopeful that the Tax Cap Legislation will not pass, and is asking everyone to please contact elected officials in opposition of this legislation. There are citizen groups forming around the state that are advocating for mandate relief.

## **Public Comment**

Mr. Papp asked about a resolution that was passed at the last Board meeting.

## **Acceptance of Minutes**

On a motion made by Judith Schurmacher, and seconded by Paul Giamundo and carried (7-0) the Board accepted the minutes of June 1, 2011.

## **Superintendent's Report**

Dr. Freeston spoke of the decision to cancel Senior OPTIONS last week, due to the storm that passed thru North Salem. Some students and panel members were unable to get to school, and for those that could get here, it would not have been fair if the power or internet went out. Technology is used for every presentation. OPTIONS have been rescheduled for Thursday, June 16<sup>th</sup>. Arrangements have been made for any student that has a conflict for the new date.

Ms. D'Agostino stated that it was nice to see so many people invested in this event; panelists, parents/ teachers students and community members.

Graduation is Tuesday, June 21<sup>st</sup> at Caramoor. Harvest Moon Farm & Orchard will be providing the flowers for the MS & HS graduation as well as the 5<sup>th</sup> Grade Recognition Ceremony.

PQ and HS yearbooks have been handed out to students this week; both books are wonderful. The PQ yearbook is put together by volunteer parents, and the HS book is done by advisors and student leaders.

The Annual Reorganization meeting is scheduled for Tuesday, July 5, 2010 in the **Library**.

## **Director of Business Administration's Report**

Ms. Briganti attended a workshop that the District auditor's presented. The planned tax cap information is slowing being made available. There will have to be a new way we look at preparing a budget if the tax cap legislation passes.

## **Board Reports**

Ms. D'Agostino attended a shared services meeting with Gary Green. The Towns of Bedford, and Lewisboro, as well as the Bedford, Katonah/Lewisboro and North Salem School Districts were in attendance. The group is trying to find ways to work together to reduce spending for all involved. One way is the sharing of equipment. Also, if more than one entity is procuring services, it may be cost effective to bid on the projects together.

Mr. Giamundo attended the final meeting of the WPSBA. An Albany insider suggested the continuation of letters to elected officials in opposition of the tax cap legislation.

Mr. Brown stated that the Varsity Awards Dinner was a great night ending a great year. He thanked everyone for their support. The Booster Club is looking for new members and also in need of new officers. If you have any interest please contact a member of the Booster Club for more information.

## **Committee Reports – Year End Wrap-Up**

Pupil Personnel Services – Ms. MaryJo Hauser presented this committee report. The committee spent a lot of the year coordinating and administering the S<sup>3</sup>TAIR Grant. A Co-teaching consultant came and spent several days advising of the District Co-teaching programs. RTI plans are being written and DIBELS NEXT training is being provided thru the Grant. The Committee created and administered a survey to co-teaching students in grades 4 & 5. The committee has arranged for professional development time to discuss co-teaching practices.

Wellness Committee – Ms. Hauser stated that the committee started with a problem to be solved: “How do we work towards implementation of the District Wellness Policy beyond the cafeteria?” Not all foods sold in vending machines, school stores and concession stands adhere to this policy. This will have to be an ongoing conversation, with the policy being introduced little by little to all groups. Next year all groups and organizations will be getting a letter reminding them of the district policy. Mr. Brown asked if this policy is for during school hours or all times and events.

Technology Committee – Mr. Gary Green spoke about the progress of this committee. This was a year of reassessing. The committee discussed the bring your own technology to school, and moving towards work stations. They are waiting to see what the state will be doing as far as testing. The Communication Committee worked hand in hand with the Technology Committee to go green. Even with the budgetary constraints, the district is not lagging behind as far as technology. Mr. Smadbeck asked about the approximate age of our computers, they are 3-3.5 years old. It was also asked if the Smartboards are still effective. They are definitely in the elementary school. All Smartboards will be mounted this year, some are still on carts in the classroom.

Facilities Committee – Dr. Freeston stated that this committee did not meet this year. It was an active year with the water project, PQ upgrades and security. He feels this is the time to rethink the purpose of this committee.

Mr. Smadbeck feels the long range plans of this committee should be tied to the maturity of existing debt. Ms. D'Agostino feels now is the time to start planning what we can do in 7 years.

Mr. Green presented the Facilities Report Card. Mr. Giamundo noted that the report cards were favorable, everything passed.

There will be more in-house work done during the summer months. This policy will be worked on over the summer.

### **Action Items**

#### **Acceptance of CSE & CPSE Reports dated June 15, 2011**

On a motion made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0) the Board of Education approved the following resolution:

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education approves the acceptance of CSE & CPSE Report dated June 15, 2011.

#### **Acceptance of the Treasurer's Report, Budget Status and Revenue Status, Warrant Report, Student Activities Fund Report and Monthly Expenditure Report for the month of May 2011.**

The Board all received and reviewed the Auditor's Report.

On a motion made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0) the Board of Education approved the following resolution:

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education approves the acceptance of the Treasurer's Report, Budget Status and Revenue Status, Warrant Report, Student Activities Fund Report and Monthly Expenditure Report for the month of May 2011.

#### **Disposal of Assets**

On a motion made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0) the Board of Education approved the following resolution:

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education authorizes the disposal of the attached list of obsolete equipment.

#### **Auctions International Contract**

On a motion made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0) the Board of Education approved the following resolution:

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education authorizes the online auction agreement for sale of educational institution assets with Auction International, Inc.

## Data Services

On a motion made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0) the Board of Education approved the following resolution:

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education authorizes the services of Kathy Conley, DBA Accountability and Instructional Data Services, at the rate of \$860 per day for the 2011-2012 school year, amount not to exceed \$20,000.

## Tax Anticipation Note Resolution

On a motion made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0) the Board of Education approved the following resolution:

**BE IT RESOLVED**, by the Board of Education of the North Salem Central School District, Westchester County, New York, as follows:

Section 1. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell not exceeding \$4,000,000 tax anticipation notes of the North Salem Central School District, Westchester County, New York, including renewals thereof, in anticipation of the collection of taxes levied or to be levied for the fiscal year of said School District commencing July 1, 2011, is hereby delegated to the President of the Board of Education. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said President of the Board of Education, consistent with the provisions of the Local Finance Law.

Section 2. This resolution shall take effect immediately.

## Budget Transfers

On a motion made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0) the Board of Education approved the following resolution:

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education approves the following transfers:

To:	2250-400-04-0000 Contractual Costs Other	\$ 10,925.00
From:	2250-449-04-0000 Related Services –Sp Ed	\$ 10,925.00
To:	2110-120-00-0000 Gr. K-3 Teacher Salaries	\$ 14,332.00
From:	2110-142-00-0000 DW Leave Replacements	\$ 14,332.00
To:	5510-453-02-0000 Diesel & Gas	\$ 15,000.00
From:	5510-409-02-1000 Contractual & Other	\$ 5,000.00
	5510-450-02-0050 Lubricants	\$ 2,000.00
	5510-452-02-0000 Tires	\$ 8,000.00
To:	2110-141-00-0000 Substitute Teachers	\$ 15,000.00

From: 2110-142-00-0000 DW LT Leave Replacements	\$ 15,000.00
To: 2110-164-00-0000 Paraprofessional Salaries	\$ 8,000.00
From: 2110-142-00-0000 DW Leave Replacements	\$ 8,000.00

### **Reserve Funds Resolutions**

On a motion made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0) the Board of Education approved the following resolution:

**BE IT RESOLVED**, that the Board of Education hereby approves the funding of the Retirement Contribution Reserve Fund in an amount not to exceed \$ 400,000 to be funded from fund balance from the 10-11 fiscal year.

**RESOLVED**, that the Board of Education hereby approves the funding of the Unemployment Benefits Reserve Fund in an amount not to exceed \$ 25,000 to be funded from fund balance from the 10-11 fiscal year.

**RESOLVED**, that the Board of Education hereby approves the funding of the Employee Benefits Accrued Liability Fund in an amount not to exceed \$150,000 to be funded from fund balance from the 10-11 fiscal year.

### **Geothermal Heat Pump Replacement – PHASE II Bid #11-12-3**

On a motion made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0) the Board of Education approved the following resolution:

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education awards the **Water Heat Pump & Boiler Replacement II** bid to S&O Construction Services, Inc. in the amount of \$468,900.

### **Disposal of Assets**

On a motion made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0) the Board of Education approved the following resolution:

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education authorizes the disposal of the attached list of various obsolete/broken technology equipment.

### **Consent Agenda**

On a motion made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0) the Board of Education approved the following consent agenda:

## Home Tutor

### Mr. David Babicz

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education approves the appointment of Mr. David Babicz as a Home Tutor for the 2010-2011, Earth Science 7-12, at the rate of \$45/hour.

## Stipends

### Ms. Brigida Favata

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education approves the appointment of Ms. Brigida Favata to fill the Stipend position of District Registrar from July 1, 2011 thru June 30, 2012 at the rate of \$1,250/year.

### Ms. Tiffany Navarro

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education approves the appointment of Ms. Tiffany Navarro to fill the Stipend position of Treasurer – Student Activity Fund from July 1, 2011 thru June 30, 2012, at the rate of \$3,600/year.

## Lane Change – Effective September 1, 2011

Name	Current Degree Status	Current Step	New Lane Requested	New Salary
Gaetano Vitiello	BA	5	MA, Step 6	As per current NSTA contract

## Appointment

### Certified

#### Ms. Jennifer Ottati

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education approves the appointment of Ms. Jennifer Ottati, as a Substitute Teacher, Grades 5-12, for the 2011-2012 school year, at the substitute rate of \$85.00 per day for the first 10 days and \$95.00 per day thereafter.

### Classified

#### Ms. Rita Driscoll

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education approves the appointment of Ms. Rita Driscoll as a Substitute Registered Professional Nurse, at PQ/MS/HS for the 2011-2012 school year at the rate of \$125.00 per day.

**CSE Summer Service Recommendations**

**Ms. Patricia Miller**

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education approves the appointment of Ms. Patricia Miller as a Reading Service – Prevent Academic Failure (PAF) Teacher for 3 hours per week for six weeks during July and August 2011 at the rate of \$65.00/hour.

**Ms. Michelle Messemer**

**RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education approves the appointment of Ms. Michelle Messemer as a Speech and Language Specialist for 75 minutes per week for six weeks during July and August 2011 at the rate of \$65.00/hour.

**Central Administration 2011-2012 Salaries**

**RESOLVED**, that the Board of Education hereby approves a 2.0% increase to the 2010-11 salaries of the Assistant Superintendent for Instruction and Human Resources, Assistant Superintendent for Pupil Personnel Services, Director of Business Administration effective July 1, 2011.

**RESOLVED**, that in accordance with Section 4 of the Superintendent’s Employment Agreement, the Board of Education hereby approves a 3.5% increase to the Superintendent’s 2010-2011 salary effective July 1, 2011. The Superintendent will voluntarily furlough 8.8 days, which results in a savings of \$7,862.00.

**RESOLVED**, that the Board of Education set the Central Administration annual 2011/2012 Salaries at the following amounts:

<i><b>TITLE</b></i>	<i><b>SALARY</b></i>
Assistant Superintendent for Instruction & Human Resources	\$183,058
Assistant Superintendent for Pupil Personnel Services	\$175,099
Director of Business Administration	\$182,070
Treasurer	\$ 91,800
Secretary to Asst. Superintendent for Instruction & HR	\$ 64,957
Secretary to Superintendent	\$ 66,300
District Clerk	\$ 15,836

**FURTHER RESOLVED**, the Board of Education authorizes the Superintendent to sign the 2011/2012 Memorandum of Employment to be drafted to the full satisfaction of Board Counsel.

**New Business** - None.

**Old Business** – Mr. Giamundo asked Dr. Hibbard the status of the Student Survey. This survey is still being compiled.

**Public Comment** – Mr. Green announced that the 2011 Graduation Ceremony will be broadcast live from Caramoor and can be viewed on the District website.

**Adjournment**

On a motion made by Judith Schurmacher, seconded by Paul Giamundo and carried (7-0) the meeting was adjourned at 8:51 PM.

Respectfully Submitted,

Mary Rhuda  
District Clerk