

BOARD OF EDUCATION – REGULAR MEETING
TOWN OF WEBB UNION FREE SCHOOL DISTRICT
MONDAY, APRIL 20, 2015
LIBRARY
6:30 PM

MEMBERS PRESENT: Kathy Nahor, George Hildebrant, Sharon Evans, Joseph Phaneuf and Anne Garbarino
Connor Glasser– Student Representative

ALSO PRESENT: Rex Germer, John Swick, Jennifer Dunn and Diane Kull

OTHERS PRESENT: Katie Langworthy, Danielle Harmer, Travis Kiefer, Robert Fountain

The meeting was called to order at 6:32 p.m. by President, Kathy Nahor.

PUBLIC COMMENTS: Kathy Nahor acknowledged receipt of two pieces of correspondence and that only one would be voted on during the meeting. Kathy Nahor also expressed condolences to the David Leach family.

SPECIAL TOPIC: The 2015-2016 Property Tax Report Card was presented by Jennifer Dunn.

APPROVAL: On the recommendation of the Board President, on a motion by G. Hildebrant, seconded by A. Garbarino, the Board voted to approve the minutes of the April 7, 2015 regular meeting.

Vote: Yes- 5 No- 0

APPROVAL: On the recommendation of the Board President, on a motion by S. Evans, seconded by J. Phaneuf the Board voted to accept warrants and claims:

WARRANTS & CLAIMS

- #19 Fund A with 45 checks written for a total of \$98,941.19
- #16 Fund C with 5 checks written for a total of \$825.54

Vote: Yes- 5 No- 0

APPROVAL: On the recommendation of the Board President, on a motion by G. Hildebrant, seconded by J. Phaneuf, the Board voted to approve the Treasurer’s Monthly Report for March 2015 as presented.

TREASURER’S REPORT

Vote: Yes- 5 No- 0

APPROVAL: On the recommendation of the Superintendent, on a motion by S. Evans, seconded by J. Phaneuf, the Board voted to approve the 2015-2016 school district budget in the amount of \$8,783,340 and the Board of Education be authorized to levy the necessary tax on the real property of the district.

2015-2016 BUDGET

Vote: Yes – 5 No – 0

APPROVAL: On the recommendation of the Superintendent, on a motion by J. Phaneuf, seconded by A. Garbarino, the board voted to approve the Property Tax Report Card for 2015-2016.

PROPERTY TAX REPORT CARD

Vote: Yes - 5 No – 0

APPROVAL: On the recommendation of the Committee on Special Education, on a motion by G. Hildebrant, seconded by S. Evans, the Board voted to approve the authorization of funds to implement the special education programs and services consistent with such recommendations, as needed.

CSE RECOMMENDATION

Vote: Yes - 5 No – 0

APPROVAL: On the recommendation of the Board President, on a motion by J. Phaneuf, seconded by G. Hildebrant, the board voted to approve the following resolution:

2015-2016 BOCES BUDGET

RESOLVED: that the Town of Webb Union Free School District hereby approves the 2015-2016 proposed administrative budget, \$3,991,504, of the Jefferson-Lewis-Hamilton-Herkimer-Oneida Board of Cooperative Educational Services as mailed to component districts and presented at their Annual Meeting.

Vote: Yes - 5 No – 0

APPROVAL:
BOCES CANDIDATES

On the recommendation of the Board President, on a motion by G. Hildebrandt, seconded by A. Garbarino, the board voted to approve the following resolution:
RESOLVED: that the Town of Webb Union Free School District hereby casts one ballot for Michael Young, one ballot for Lynn Murray and one ballot for Jeffrey J. Timerman, the term of office for each vacancy is (3) three years beginning July 1, 2015 and concludes on June 30, 2018 on the Jefferson-Lewis BOCES Board of Cooperative Educational Services.

Vote: Yes - 5 No – 0

APPOINTMENT:
TENURE J. SWICK

On the recommendation of the Superintendent, on a motion by J. Phaneuf, seconded by S. Evans, the Board voted to approve the tenure appointment of the following effective June 30, 2015:

- (a) The name of appointee: John Swick
- (b) Tenure area: K-12 Principal
- (c) Date of Commencement of Service on Tenure: 7/1/12
- (d) Certification Status: NYS Initial School Building Leader;
St. W/Disabilities (Grades 5-9) Generalist;
Generalist in Middle Childhood Education (Grades 5-9);
Students W/Disabilities (Grades 1-6);
Childhood Education (Grades 1-6);
Mathematics 7-12;
Students W/Disabilities 7-12 Mathematics,
Mathematics 7-9 Extension

Vote: Yes - 5 No – 0

APPOINTMENT:
TENURE

On the recommendation of the Superintendent, on a motion by S. Evans, seconded by A. Garbarino, the Board voted to approve the tenure appointment of the following effective August 31, 2015:

- (a) The name of appointee: Danielle Harmer
- (b) Tenure area: 7-12 Science Teacher
- (c) Date of Commencement of service on tenure: 9/1/12
- (d) Certification status: Initial Biology 7-12 and General Science Ext. 7-12

Vote: Yes - 5 No – 0

ACCEPTANCE:
RESIGNATION FOR
RETIREMENT

On the recommendation of the Superintendent, on a motion by G. Hildebrandt, seconded by J. Phaneuf, the Board voted to accept the letter resignation for purposes of retirement from Jane Tormey, Account Clerk/Typist, with regret and appreciation for her 20 years of service, effective June 30, 2015.

Vote: Yes- 5 No- 0

APPROVAL:
PROBATIONARY
APPOINTMENT

On the recommendation of the Superintendent, on a motion by J. Phaneuf, seconded A. Garbarino, the Board voted to approve the probationary appointment of Jessica Hansen as Account Clerk/Typist at the rate of \$14.00/hour, effective July 1, 2015.

Vote: Yes – 5 No – 0

APPROVAL:
TEMPORARY, PART-TIME
APPOINTMENT

On the recommendation of the Superintendent, on a motion by J. Phaneuf, seconded S. Evans, the Board voted to approve the temporary, part-time appointment of Jessica Hansen as Account Clerk/Typist at the rate of \$14.00/hour, for the period April 21 - June 30, 2015.

Vote: Yes - 5 No – 0

APPROVAL:
FUND SURPLUS
RESOLUTION

On the recommendation of the Superintendent, on a motion by S. Evans, seconded by G. Hildebrandt, the Board voted to approve the following resolution:

This Fund Surplus Resolution Agreement And Release (“Agreement”) is by and between the Town Of Webb UFSD (“District”), 3002 State Route 28, PO Box 38, Old Forge, NY 13420, 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: Town Of Webb UFSD

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.

Vote: Yes- 5 No- 0

APPOINTMENT:
SUBSTITUTES

On the recommendation of the Superintendent, on a motion by J. Phaneuf, seconded by A. Garbarino, the Board voted to appoint the following for the 2014-2015 school year:
Substitute Teacher: Kristin Dowling at the rate of \$80 day
Substitute Teacher Aide: Kristin Dowling at the rate of \$9.75/hour.

Vote: Yes- 5 No- 0

APPOINTMENT:
SUBSTITUTES

On the recommendation of the Superintendent, on a motion by G. Hildebrant, seconded by A. Garbarino, the Board voted to appoint the following for the 2014-2015 school year:
Substitute Teacher: Thomas Greco at the rate of \$70 day
Substitute Teacher Aide: Thomas Greco at the rate of \$9.75/hour

Vote: Yes- 5 No- 0

PRINCIPAL'S REPORT: A thank you note was presented to the Board of Education on behalf of the 7 & 8th grade students for the ski field trip to McCauley Mt. John Swick, Principal introduced Mr. Robert Fountain, Administrative Intern, who submitted the Principal's Report.

- 1st-3rd grade visited the Stanley Theatre to view Beauty and the Beast on April 8.
- Adirondack Museum Visit/DLL- Christine Campeanu for Grades 1-5 on April 10 -Transportation, Gadgets, and Gizmo
- Band NYSSMA Solo Fest for 30 students at Carthage HS on April 18. Each student had to play memorized scales, a prepared solo, and then do sight reading for an adjudicator. The students that attended were from 5th-11th grades.
- Juniors trip to Le Moyne and OCC with Guidance on April 21. Exposure to two types of college settings, a four year private & a community college. This will help prepare the students for touring colleges on their own by showing them what to look for on a college tour, how to conduct themselves during a tour & a sampling of what types of questions to ask.
- NYS 3-8 ELA testing was smooth last week Tuesday-Thursday.
- NYS Math 3-8 testing this week Wednesday-Friday.
- Junior Band with some 9th grade students (36 total) heading to Boston, Massachusetts April 30-May 3.
- Public performance by the Junior Band on Friday at Plymouth Plantation, New England Aquarium, Freedom Trail, Whale Watch, and tours of Bunker Hill, Charlestown Naval Yard, and Lexington/Concord to name a few highlights of the trip.
- Art Field-Trip to Williamstown Massachusetts to visit the Sterling and Clark Art Institute and Williams College on April 30. Bus transportation paid for by the Clark.

SUPERINTENDENT'S REPORT: Rex Germer, Superintendent reviewed with the Board of Education:

- Words cannot express the loss we suffered this week with the passing of Mr. Dave Leach. A long time employee of the District he was a teacher, mentor, coach, colleague, Athletic Director and beyond all of those things he was a role model and integral part of the community in which we all live. Our heartfelt condolences go out to his family and all of those that had the pleasure of being impacted by this man. The messages received by the District and posted on social media speak volumes about his character and impact. His impact has been and will continue to be far reaching. He will be missed terribly. We thank him posthumously for all the time and energy he dedicated to the youth of our community and his camp. What he did, he did for them.
- Parents please keep an eye on your children and their friends. This has been an extremely difficult year for all of us. If you are concerned about anything please reach out to us so that we can help in whatever way possible as we move through this latest loss together.
- Assessments began last week as mandated by the State of New York. The media has portrayed the "opt out" movement in different lights depending on the source you are reading but in reality, as an educator, I find it quite unfortunate and upsetting that the students have seemingly become pawns in this reform movement and they are the ones we are here to educate and protect. To those students that participated we thank you for your hard work and for those parents that refused to allow their student(s) to participate in the assessments we respect your wishes and thank you for letting them be known. The overall impact of this movement against Common Core testing has yet to be determined across the state as we still have more standardized testing coming in the near and more distant future.
- Thank you to all of those individuals who have sent messages of support and concern for our school, community, students and staff during recent events. The resilience of this town is mighty and the willingness to offer help and support gives us all the energy and ability to keep moving forward. It never ceases to amaze me what we are capable of as a collective whole during times of crisis.

BOARD CONCERNS: K. Nahor commented that she is impressed with how things have been handled during this difficult time and the support our students have had.

J. Swick commented that Robert Fountain’s internship has been a big help.

CLERK PRO TEMP: Motion to appoint R. Germer as Clerk Pro Temp made by G. Hildebrant, seconded by J. Phaneuf.

Vote: Yes –5 No – 0

EXECUTIVE SESSION: Motion made by G. Hildebrant, seconded by J. Phaneuf, to enter into executive session at 7:11 p.m. to discuss the litigation related to the former Superintendent; collective negotiations related to the TOWTA Contract and CSEA Contract; Superintendent’s Contract and employment history of one particular teacher.

Vote: Yes -5 No – 0

The; litigation related to the former the Superintendent; collective negotiations related to the TOWTA Contract and the CSEA Contract; Superintendent’s Contract and the employment history of one particular teacher were discussed, no action was taken.

REGULAR SESSION: Motion made by G. Hildebrant, seconded by J. Phaneuf, to return to regular session at 7:49 p.m.

Vote: Yes - 5 No – 0

ADJOURNMENT: Motion made by S. Evans, seconded by J. Phaneuf, to adjourn the meeting at 7:50 p.m.

Vote: Yes - 5 No – 0

Clerk Pro Temp

District Clerk