

Business/Workshop Meeting– New Paltz Board of Education –High School Audion
October 6, 2010 7:00 PM

CALL MEETING TO ORDER

CALL TO ORDER

Meeting was called to order at 6:02 PM by President Donald Kerr. President Kerr appointed Maria C. Rice as District Clerk Pro-Tempore for the Executive Session portion of the Board of Education meeting.

BOARD MEMBERS PRESENT:

QUORUM CHECK

Kathleen Tobin Flusser
Donald Kerr (left Executive Session at 7:00 PM)
Patrick Rausch (arrived at 6:12 PM)
Edgar Rodriguez
Daniel Torres
Steven Greenfield
Robert Rich

ALSO PRESENT:

Maria Rice, Superintendent of Schools
Connie Hayes, Assistant Superintendent for Pupil Personnel Services
(arrived at 6:30 PM and left at 6:50 PM)
Richard Linden, Assistant Superintendent Business
(arrived at 6:30 PM and left at 6:50 PM)
Paige Lewis, CSArch (arrived at 6:25 PM and left at 6:50 PM)
Tom Ritzenthaler, CSArch (arrived at 6:25 PM and left at 6:50 PM)

ROLL CALL

The roll was called as reflected above.

EXECUTIVE SESSION

A Motion made by Mr. Kerr to go into Executive Session. Motion seconded by Mr. Rich. Members went into Executive Session for the purpose of discussing the employment history of particular individuals, for discussion of the school history of particular students in accordance with their FERPA rights, for discussion of matters made exempt by FERPA, for discussion of litigation, pending litigation, or settlement discussions, and for receipt of legal advice from the district's attorney regarding pending litigation.

Motion carried 6-0 with 6 members voting.

Out of Executive Session - Motion made by Steven Greenfield and seconded by Dan Torres that the Board return to Public Session at 7:26 PM.

Motion carried 6 - 0 with 6 members voting.

RETURN TO PUBLIC SESSION/CALL TO ORDER

CALL TO ORDER

Members returned from Executive Session, and the meeting was called to order at 7:31 p.m. by President Kerr.

BOARD MEMBERS PRESENT:

QUORUM CHECK

Donald Kerr
Kathleen Tobin Flusser
Patrick Rausch
Edgar Rodriguez
Daniel Torres
Steven Greenfield
Robert Rich

ALSO PRESENT:

Maria Rice, Superintendent of Schools
Richard Linden, Assistant Superintendent for Business
Debora Banner, Assistant Superintendent
Connie Hayes, Assistant Superintendent Pupil Personnel Services
Barbara Clinton, Principal High School
Richard Wiesenthal, Principal Middle School

Michele Martoni, Principal Lenape
Debra Hogencamp, Principal Duzine
Antonia Woody, Director of Athletics
Steven Callahan, Director of Facilities & Operations
Michael Robinson, Director of Food Services
Maureen Ryan, Director of Transportation
Barbara Hastie, Special Education Coordinator 6-12
Kathleen Clark, Special Education Coordinator PreK - 5
Elena Maskell, District Clerk
Sarah Freedman, Student Representative
Members of the Public and Press

ROLL CALL

ROLL CALL

The roll was called as reflected above.

AGENDA CHANGES

AGENDA CHANGES

President Donald Kerr presented the following Addendum to the Agenda. A Motion was made by Mr. Torres and seconded by Mr. Rich that the Board of Education approve the Agenda as amended by the Addendum:

ADDENDUM

BOARD COMMUNICATIONS

ADD under Board Communications the following:

NYSSBA Resolution Amendments

PERSONNEL

ADD under item 9.1 the following:

9.1 Instructional Appointment - Substitutes

Recommendation that the New Paltz Central Schools Board of Education upon the recommendation of Maria C. Rice, Superintendent, does hereby appoint the following substitute teachers with remuneration as per rates established at the July 7, 2010 Organizational Meeting.

Name	Effective Date
Scott Milici	10/7/10 – 6/30/11

ADD under item 9.3 the following:

9.3 Advisorships

Recommendation - that the New Paltz Central Schools Board of Education upon the recommendation of Maria C. Rice, Superintendent of Schools, does hereby appoint the following instructional employees to the following advisorships for the 2010/2011 school year, with remuneration as per NPUT contract:

Middle School

Student Council	Jessica Grey
MS Newspaper	Susan Pereira
Reflections	Randi Rosen
Yearbook	Jill Segal-Belgrave
Art Club	Kim Sturgis
Rock & Soul	Charles Seymour
Geography Club	Trina Naclerio
Drama Club	Mary Holmes

Lenape

Young Elementary	
Musicians Symposium	Laura Faure
All County Chorus	Laura Faure

Motion carried 7 – 0 with 7 members voting.

PUBLIC COMMENTS

Jim Odadd, New Paltz
Brenda Hey, New Paltz
Kevin Barry, New Paltz

Comments about Kitchen Facilities
Overnight trips for students
Requesting response from BOE

PUBLIC
COMMENT

STUDENT REPRESENTATIVE REPORT – Sarah Freedman

STUDENT REP

Sarah Freedman is a senior at the High School and is filling in for Julie Apuzzo. Ms. Freedman reported about college night. Ms. Freedman stated they did a PRIDE survey in the school and it went well. Ms. Freedman reported about Sprit Week and the football game. Culminating spirit week is the homecoming dance with a food drive by Peer Leadership. Ms. Freedman stated the PSAT's are coming up followed by the SAT's.

SUPERINTENDENT'S REPORTS

SUPT REPORT

FIRE PREVENTION WEEK

First Assistant Chief Kevin Maguire was at the meeting but was called out on a fire call. He was going to discuss Fire Prevention Week. Maria C. Rice stated that our fire departments visit the schools and give children age-appropriate fire prevention education. Mrs. Rice stated the volunteers provide approximately 32 instructional man hours of training for the two elementary schools. Superintendent Rice thanked the fire fighters for all of their efforts.

Superintendent Rice stated that students Laura Maendel and Chantal Ceragioli had their art work chosen for the 2010-2011 Ulster BOCES Inspirations Calendar.

FACILITIES PLANNING

Maria C. Rice stated everyone that lives in the New Paltz School District will receive a newsletter explaining the Comprehensive Facilities Planning Process. Superintendent Rice asked for volunteers from the community to take part in the Stakeholder Groups. Mrs. Rice explained the comprehensive facilities process. Mr. Rodriguez asked for a time frame of how long people will be taking part in the Stakeholder Groups. Superintendent Rice stated the stakeholder groups will meet several times and make recommendations to the Facilities Advisory Committee. Once this purpose is completed, the groups will disband. Mr. Rodriguez stated he had concerns about the Ad-Hoc groups only being able to participate for a short time. Discussion ensued.

Mrs. Rice stated that so far, the stakeholder groups have the following volunteers interested:

15 Parents
3 Municipalities
1 Non-Profit
5 Business/Service Organization
4 Facility Use Group
7 Community at Large
4 Seniors
0 SUNY New Paltz

Mr. Kerr stated that the DVD of the last public meeting for the Comprehensive Facilities Planning Process will be put on the public access channel as soon as the channel is repaired.

MS/HS STUDENTS CONVERSATION WITH ECONOMIST AND NOBEL LAUREATE, PAUL KRUGMAN

Maria C. Rice stated both high school and middle school students had a book meeting with Paul Krugman, who is an economist and Nobel Laureate. Dr. Wiesenthal stated Vassar College sponsored the event. Dr. Wiesenthal stated there were about 30 children that took part in the discussion. Dr. Wiesenthal stated Mary Ann Lis-Simmons, the Middle School Librarian assisted in the efforts and the meetings with the children. Mrs. Clinton stated there were students from the AP Macro Economics class that attended the discussion as well.

Mr. Greenfield thanked Dr. Wiesenthal and Mrs. Clinton for their efforts.

Maria C. Rice stated there were 10 Japanese students and 2 adults that came to New Paltz in a program called Sister City from Nimi, Osa, Japan. The group stayed at some of the district's middle school families' homes. Dr. Wiesenthal stated they had a welcoming ceremony with the children, they went pumpkin picking, they tie dyed shirts, and as an ending to

their stay, they all went on a trip to New York City. They visited the Statue of Liberty, Times Square, and traveled to places in New York City where the Japanese students have never been. Dr. Wiesenthal stated saying goodbye to the students was quite emotional, and there was a true connection between our students and the Japanese students.

OTHER

Maria C. Rice stated there is a deadline for the Race to the Top Program, and she is supposed to contact the State by October 8, 2010 between 10:30 and 12 noon. Due to these time constraints she presented information to the Board. Superintendent Rice presented an overview of the regents' task force on teacher and principal effectiveness. Maria C. Rice stated the preliminary allocation to New Paltz \$68,420 over four years, and it is back-loaded wherein the smallest amount is available the first year and the largest amount is available the fourth year. Superintendent Rice stated they will send our money to BOCES to provide 3 network teams, one for curriculum, one for instruction, and one for data. These teams will provide technical assistance to the districts through BOCES. Maria C. Rice recommended the Board accept the money. She stated the implementation of the programs from the task force is mandatory, so the district may as well take part in the program as it will benefit the district. Maria C. Rice stated the amount of money we receive is determined through a Title IA. Maria C. Rice said it could be less money if more districts buy in or more money if districts opt-out. Maria C. Rice stated this is the law, and the district will have no choice but to move forward with implementing the law that is being enforced. Discussion ensued.

Mr. Greenfield made a motion to direct the Superintendent not to sign the Race to the Top Plan Funding. Motion was seconded by Ms. Tobin Flusser. Motion DEFEATED with a vote of 2 YES (Steven Greenfield and KT Tobin Flusser) and 5 NO (Don Kerr, Daniel Torres, Patrick Rausch, and Robert Rich).

2009-2010 STATE OF THE DISTRICT REPORT - Leadership Team

Maria C. Rice stated during the process of looking at programs at the schools, some major changes were made. Superintendent Rice stated this year's program has more transition to 21st century learning implemented by staff. Superintendent Rice gave an overview of the State of District Report. Superintendent Rice stated the Board of Education adopted the Educational Master Plan in June 2010. Superintendent Rice stated last year was a difficult budget year but this year will be even more difficult planning for the future.

Richard Linden presented information on the Business and Finance part of the plan. Debora Banner presented information regarding the Educational Program. Connie Hayes, Assistant Superintendent for Pupil Personnel Services presented information on the changes to the Special education program. Mrs. Hayes also gave information on the NYS Youth Development Survey, which is also known as the PRIDE Survey. Mrs. Hayes stated there will be more information provided on this later in the meeting. Toni Woody next presented information on Health, Physical Education, Athletics, and health Services. Debra Hogencamp, Principal of Duzine Elementary, presented information regarding Duzine Elementary School. Michele Martoni, Principal of Lenape Elementary, presented information on Lenape's 21st Learning Organization. Richard Wiesenthal, Principal of the Middle School, presented information to the Board on educational milestones and highlight of activities. Barbara Clinton presented information and stated the High School's focus is continuing on the mission and vision statement of the district. Maureen Ryan, the Director of Transportation, presented information on her department. Michael Robinson, the Director of Food Services, presented information regarding the Food Service Department. Steven Callahan, the Director of Facilities and Operations presented information on his department including security, safety, and compliance; repairs and renovations; facility usage for school activities and outside user groups; preventative maintenance; and planning.

Mr. Kerr stated Board Members will ask all questions on this presentation at the next meeting.

AT RISK STUDENTS IN NEW PALTZ SCHOOLS AND COMMUNITY PARTNERSHIP UPDATE – Assistant Superintendent Connie Hayes and Pierrette Farber, Community Partnership gave a presentation to the Board. Connie Hayes put a report together answering the question, “is there a severe drug problem in the New Paltz Schools?” Mrs. Hayes stated the answer to that question is no. She presented information in her findings, and stated she believes there is not a severe drug problem when we live in a society that condones alcohol use and it is broadcast all throughout the media. Mrs. Hayes stated we live in a town where there are opportunities for students, but for the most part they are making good decisions. Mrs. Hayes stated they provide prevention programs for students who need clinical treatment. Mrs. Hayes stated the district has a presence on the Community Partnership, and she has invited Pierrette Farber to attend the meeting and present information to the Board. She is an Assistant Director of Community Relations for Arms Acres in Carmel, NY. Ms. Farber thanked the Board for the invite and she is excited about partnering with the district in an on-going basis. Ms. Farber stated there was data gathered through several avenues including a youth development survey and stakeholder meetings. Ms. Farber stated they used the data of the Youth Development survey and the Pride Survey to inform and develop a decision

making process. Some factors they look at are the age of onset in determining risks and protection. Ms. Farber discussed marijuana use, parental perceptions and the reality of the use of the drug along with risk factors and protective factors. Ms. Farber stated part of educating students about this is doing a community scan of the marketing that is out there and using that input as a way of determining how to educate students about the effects of advertising on their decisions. Ms. Farber also spoke about the perception and reality of binge drinking along with the risk and protective factors.

Ms. Farber stated they compared the perception of rule setting and consequences. Ms. Farber stated families who do not set rules or enforce consequences are much more likely to have youth who engage in high risk behaviors. Ms. Farber stated that clear communication of expectations and consequences decreases drug use. Ms. Farber reported they have an assessment tool called Direct Connect, and a program called Teen Intervene. These are ways to use consequences for students caught using drugs or alcohol. It is an opportunity to help out children rather than suspending them. Mrs. Hayes stated students will receive positive messages from the 2008 survey and advertising them throughout the school district. Mrs. Farber discussed some goals for reducing youth substance abuse. Mrs. Farber stated Community Partnership is willing to collaborate with the district in reviewing current policies. Mrs. Farber noted that the majority of youth use happens in other children’s homes. Parents have to watch other parents. Discussion ensued.

BOARD COMMUNICATIONS

**BOE
COMMUNICATION**

BUDGET PROCESS & PARAMETERS FOR 2011-2012 BUDGET

Mr. Kerr stated the Board is interested in obtaining and defining parameters up front to ease the budget process. Mr. Kerr suggested to the Board to come up with certain parameters such as 4%, 2%, and 0%. Superintendent Rice stated they are looking for parameters from the Board regarding not just class size but their opinion on non-mandated programs, athletics, clubs, and other areas in order to fund new unfunded mandates. Discussion ensued.

Mr. Kerr stated he would like to get a figure for rollover, and there is a pretty good sense of loss and revenue (with the exception of State Ed), and he is suggesting to obtain a range of the district’s best judgment of a number for loss. From there the Board can obtain guidance from staff regarding cuts. Superintendent Rice stated what is different is making the priorities of where to make cuts. Maria C. Rice stated once the Board gives the administration parameters of their priorities, they can provide them with information.

BOE DODGE BALL TEAM

Mr. Kerr asked members if they have interest in forming a Dodge Ball team comprised of Board Members. Mr. Kerr is asking if members are interested in forming a team called school board, which doesn’t necessarily have to be made up of all Board of Education members. No Board Members had any objection to the formulation of a team.

NYSSBA Resolution Amendments

Ms. Tobin Flusser stated there is an amendment being presented that has language which is much softer than the original resolution. Ms. Tobin Flusser said this amendment would allow the restructuring of funding of education throughout the state. This advocates the forming of a Committee. Ms. Tobin Flusser states she feels the board should support this amendment. Ms. Tobin Flusser made a motion that the Board support Resolution 12 in the NYSSBA. Motion seconded by Mr. Greenfield. All in favor with none opposed. Motion carried 6-1. Mr. Kerr was opposed.

MINUTES OF MEETING

MEETING MINUTES

Motion made by Mr. Torres and seconded by Mr. Rich to approve the following:
That the New Paltz Central Schools Board of Education accept the minutes of the Business Meeting of September 15, 2010. All in favor with none opposed. Motion carried 7-0.

9. PERSONNEL (CONSENT AGENDA)

PERSONNEL

A motion was made by Mr. Torres and seconded by Mr. Rich to approve personnel consent items 9.1 through 9.5:

9.1 Instructional Appointment - Substitutes

Recommendation – That the New Paltz Central Schools Board of Education upon the recommendation of Maria C. Rice, Superintendent, does hereby appoint the following substitute teachers with remuneration as per rates established at the July 7, 2010 Organizational Meeting.

Name	Effective Date
Julian Baker	10/7/10 – 6/30/11
Elisabeth Bartosh	10/7/10 – 6/30/11

Kimberly Connolly	10/7/10 – 6/30/11
Julliet Coxum	10/7/10 – 6/30/11
Nicholas Crocco	10/7/10 – 6/30/11
Erica DeLibero	10/7/10 – 6/30/11
Elizabeth Farrell	10/7/10 – 6/30/11
Catherine Fernandez	10/7/10 – 6/30/11
Danielle Gardella	10/7/10 – 6/30/11
Wendy Gold	10/7/10 – 6/30/11
Amy Gulick	10/7/10 – 6/30/11
Patricia Hadley	10/7/10 – 6/30/11
Katherine Hanley	10/7/10 – 6/30/11
Jessica Holter	10/7/10 – 6/30/11
Greta Huneke-Peterson	10/7/10 – 6/30/11
Lindsey Kleidman	10/7/10 – 6/30/11
Marley Myrianthopoulos	10/7/10 – 6/30/11
Eric Rank	10/7/10 – 6/30/11
Sarah Restifo	10/7/10 – 6/30/11
Olivia Roth	10/7/10 – 6/30/11
Barbara Shapiro	10/7/10 – 6/30/11
Kathryn Smith	10/7/10 – 6/30/11
Christopher Taylor	10/7/10 – 6/30/11
Ekaterini Vlamis	10/7/10 – 6/30/11
Scott Milici	10/7/10 – 6/30/11

9.2 Home Tutors

Recommendation - that the New Paltz Central Schools Board of Education, upon the recommendation of Maria C. Rice, Superintendent of Schools, does hereby appoint the following instructional employees, on an as-needed basis with remuneration as per NPUT contract effective for the 2010-2011 school year:

Isabelle Grizolet-Evans
 Brandi Michele Keyser
 Stephen Ford
 Joseph Foti

9.3 Advisorships

Recommendation - that the New Paltz Central Schools Board of Education upon the recommendation of Maria C. Rice, Superintendent of Schools, does hereby appoint the following instructional employees to the following advisorships for the 2010/2011 school year, with remuneration as per NPUT contract:

High School Building

AIDS Awareness	Lenora Koffman
All County Band	Ralph Schroer
All County Choir	Nicole Ferrante
Amnesty International	Alexandra MacKinnon
Book Club	Michelle Diana
Drama Club	Nancy Owen
Environmental Club	Cathy Law
French Club	Renee Salamone
Freshman Class	Souad Kurzban, Co-Advisor Antoinette Russolello, Co-Advisor
Gay/Straight Alliance	Lisa St. John, Co-Advisor Joseph Dolan, Co-Advisor
High School Newspaper	Joel Neden
International Club	Joseph Dolan, Co-Advisor Kathleen Nugent, Co-Advisor
International Foods Club	Alicia Tuttle
Junior Class	Linda Sutton
Literary Magazine	Michelle Diana

Marching Band	Ralph Schroer
Math Club	Kathryn Stewart
Mock Trial	Albert Cook
National Honor Society	Stephannie Costello- Co-Advisor William DeFino – Co-Advisor
Open Studio in Art	Todd Martin
Peer Leadership	Lenora Koffman, Co-Advisor Joel Neden, Co-Advisor
Peer Mediation	Mary Rappleyea, Co-Advisor Lenora Koffman, Co-Advisor
SADD	Thomas Tegeler
Science Olympiad	Charles Foti
Senior Class	Frances Maseo
Snow Club	Charles Foti, Co-Advisor Marc Knittel, Co-Advisor
Sophomore Class	Michelle Diana
Spanish Club	Mary Fisher
Spring Musical	Nancy Owen
Step Club	Stacey Sands
Student Government	Stephannie Costello
Technology Club	James Tracy, Co-Advisor Jennifer Cone, Co-Advisor
Ultimate Frisbee	Kurt Ulrich
Yearbook	Alexis Mallory, Co-Advisor Kathleen Nugent, Co-Advisor
Youth for Unity	Eliezer Espinosa

Middle School

Student Council	Jessica Grey
MS Newspaper	Susan Pereira
Reflections	Randi Rosen
Yearbook	Jill Segal-Belgrave
Art Club	Kim Sturgis
Rock & Soul	Charles Seymour
Geography Club	Trina Naclerio
Drama Club	Mary Holmes

Lenape

Young Elementary	
Musicians Symposium	Laura Faure
All County Chorus	Laura Faure

9.4 Non-Instructional Resignation

Recommendation - that the New Paltz Central Schools Board of Education, upon the recommendation of Maria Rice, Superintendent of Schools, does hereby accept the resignation of the following non-instructional employee:

Name	Title	Effective Date
Paula Perpetua	Account Clerk/Typist	10/1/2010

9.5 Non-Instructional Appointments

Recommendation - that the New Paltz Central Schools Board of Education, upon the recommendation of Maria C. Rice, Superintendent of Schools, does hereby appoint the following:

Name	Title	Effective Date	Salary	Hours
Summer Adamo	Sub. School Monitor	9/27/2010	\$9.00/hr	as needed
Summer Adamo	Sub. Teacher Aide	9/27/2010	\$10.50/hr	as needed
Summer Adamo	Sub. Typist	9/27/2010	\$12.00/hr	as needed
Summer Adamo	School Monitor	10/7/2010	\$10.04/hr	2 hours per day
Michelle Palmeri	Sub. Teacher Aide	9/27/2010	\$10.50/hr	as needed
Margaret Pishkur	Sub. Clerical	10/4/10	\$12.00/hr	as needed

All in favor with one abstention. Motion carried 5-1. Mr. Kerr abstained voting. Ms. Tobin Flusser was absent during voting.

10. OLD BUSINESS

11. NEW BUSINESS

A motion was made by Mr. Torres and seconded by Mr. Rich to approve new business consent items 11.1 through 11.4:

11.1 Request for Approval of Committee on Special Education Recommendations and Student Placements

Recommendation - that the following resolution be approved: **BE IT RESOLVED**, that the Board of Education of the New Paltz Central School District approve the Committee on Special Education (CSE) and Committee on Pre-School Special Education (CPSE) recommendations and student placements: 10581, 12008, 11301, 12307, 10687, 10927, 10967, 256, 727, 8127, 10908, 1325, 11542, 12350, 10938, 10551, 2024, 8910, 2032.

11.2 Request for Approval to Accept Donation

Recommendation –that the Board of Education approve the following resolution: **BE IT RESOLVED** that the Board of Education , upon the recommendation of Maria C. Rice, Superintendent of Schools, does hereby accept a donation from the New Paltz Athletic Association in the amount of \$1,400 to reinstitute another quarter of playing time for all Modified sports teams, as well as restore three games to the volleyball team’s schedule, and directs the District Clerk to send a letter of appreciation from the Board of Education to New Paltz Athletic Association for this donation.

11.3 Request for Approval of SEQRA Resolution for Energy Performance Contracting

Recommendation – that the following resolution be approved: WHEREAS, the Board of Education of the New Paltz CSD desires to embark upon capital improvements at each of the District’s facilities in connection with an energy performance project (the “project”); and

WHEREAS, said improvements are subject to classification under the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the *replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building or fire codes* is classified as a Type II Action under the current Department of Environmental Conservation SEQRA Regulations (Section 6 N.Y.C.R.R. 617.5(c)(2)); and

WHEREAS, the SEQRA Regulations declare Type II Actions to be actions that have no significant impact on the environment and require no further review under SEQRA; and

WHEREAS, the Board of Education, as the only involved agency, has examined all information related to the project and has determined, based upon the recommendation from ECG Engineering, L.L.C., in connection with its review and examination of the project, that the energy performance project is classified as a Type II Action pursuant to Section 617.5(c) (2) of the SEQRA Regulations;

NOW, THEREFORE, BE IT RESOLVED that the Board of Education hereby declares itself as the lead agency in connection with the requirements of the State Environmental Quality Review Act; and

BE IT FURTHER RESOLVED that the Board of Education hereby declares that the energy performance project is a Type II Action, which requires no further review under SEQRA.

11.4 Request for Approval of Final Written Agreement for Energy Performance Contract

Recommendation – that the following resolution be approved: BE IT RESOLVED that the Board of Education hereby approves the written agreement with AMERESCO in the amount of \$4,000,000 by authorizing the Board President to execute the agreement with AMERESCO upon approval of the School Attorney. The agreement shall be incorporated by reference within the minutes of this meeting.

All were in favor with none opposed. Motion carried 7-0.

11.5 First Reading of Revisions to Policy 7670 Impartial Due Process Hearings/Selection of Impartial Hearing Officers

Policy 7670: IMPARTIAL DUE PROCESS HEARINGS/SELECTION OF IMPARTIAL HEARING OFFICERS

The parent/person in parental relation of a student with a disability may file a written request with the Board for an impartial due process hearing with respect to any matter relating to the identification, evaluation, educational placement, provision of a free appropriate public education, manifestation determination or other matter relating to discipline. The Board may also initiate such hearing.

The School District is committed to making every effort to amicably resolve differences involving the educational programs for students with disabilities. Mediation will be available to resolve disputes involving any matter, including matters arising prior to the filing of a request for an impartial due process hearing. In addition, the District may establish procedures providing the opportunity to meet with a disinterested party from a community dispute resolution center for an explanation of the benefits of the mediation process.

For those exceptional circumstances where a more formal method is required, the impartial hearing process will be utilized. The Impartial Hearing Officer (IHO) renders a written decision after the parties present and refute evidence before him/her. The decision of the IHO is final and binding on both parties unless appealed to the State Review Officer (SRO).

Impartial Due Process Hearing Process

The request for an impartial due process hearing must be submitted within two (2) years of the date the parent or the District knew or should have known about the alleged action forming the basis of the complaint. However, the two (2) year timeline does not apply if the parent was prevented from requesting the hearing due to specific misrepresentations by the District that it had resolved the problem or the District's withholding of information from the parent that is required by Commissioner's Regulations.

The following is an overview of the impartial due process hearing process/prehearing conference:

Due Process Complaint Notification

- a) The parent or the School District may request an impartial due process hearing by first submitting a due process complaint notice.

A hearing may not be held until a due process complaint notice is filed. Either the parent, the District, or the attorney representing either party may present a complaint with respect to any matter relating to the identification, evaluation or educational placement of a student with a disability or a student suspected of having a disability, or the provision of a free appropriate public education to such student.

This written due process complaint notice must include:

1. The name of the student;
 2. The address of the student's residence or, in the case of a homeless student, available contact information;
 3. The name of the school the child is attending;
 4. A description of the nature of the problem of the student relating to the proposed or refused initiation or change, including facts relating to the problem; and
 5. A proposed resolution of the problem to the extent known and available to the party at the time.
- b) The due process complaint notice will be deemed sufficient unless the party receiving the notice notifies the other party and the IHO in writing within fifteen (15) days of receiving the notice that they believe the notice requirements have not been met.
- c) Within five (5) days of the receipt of the notice of insufficiency, the IHO shall make a determination on the face of the notice of whether the notification meets the notice requirements and shall immediately notify the parties in writing of the determination.

- d) If the District has not sent a prior written notice (notice of recommendation) to the parent regarding the subject matter of the complaint notice, the District will send a response to the parent within ten (10) days of receiving the complaint which includes:
1. An explanation of why the District proposed or refused to take the action raised in the complaint;
 2. A description of other options the Committee on Special Education (CSE)/Committee on Preschool Special Education (CPSE) considered and why those options were rejected;
 3. A description of each evaluation procedure, assessment, record, or report the District used as a basis for the proposed or refused action; and
 4. A description of the factors relevant to the District's proposal or refusal.
- e) Upon receipt or filing of the due process complaint notice, the District will provide the procedural safeguards notice to the parents. The District will also inform parents in writing of the availability of mediation and of any free or low-cost legal and other relevant services available in the area.
- f) Within ten (10) days of receiving the complaint notice, the non-complaining party must send a response specifically addressing the issues raised in the notice.
- g) A party may amend its due process complaint notice only if:
1. The other party consents in writing and is given the opportunity to resolve the complaint through a resolution process;
 2. The IHO grants permission, but not later than five (5) days before the impartial due process hearing commences.
- Applicable timelines for the impartial due process hearing will recommence at the time of the filing of the amended notice.
- h) No issues may be raised at the impartial due process hearing that were not raised in the due process complaint notice.

Resolution Process

- a) Within fifteen (15) days of receiving the due process complaint notice from the parent and prior to the due process hearing itself, the District shall convene a meeting with the parents and relevant members of the CSE/CPSE, as determined by the District and the parent, who have specific knowledge of the facts identified in the complaint. A representative of the District who has decision-making authority must attend. The attorney for the District may not attend unless the parent is accompanied by an attorney. At this resolution meeting, the District has the opportunity to resolve the complaint after the parents discuss their complaint and the facts forming its basis.
- The District will take steps to ensure that one or both of the parents of the student with a disability are present at the resolution meeting, including notifying parents of the meeting early enough to ensure that they will have the opportunity to attend and scheduling the resolution meeting at a mutually agreed on time and place and in a location that is physically accessible to the parents.
- b) When conducting meetings and carrying out administrative matters (such as scheduling), the parent and District may agree to use alternative means of meeting participation such as video conferences or conference calls.
- c) The parent and District may agree in writing to waive the resolution process or agree to use the mediation process to resolve the dispute.
- d) If a settlement is reached, the parties shall execute a legally binding agreement signed by the parent and the representative of the District who has authority to bind the District. This agreement is enforceable in court. However, either party may void the agreement within three (3) business days of the agreement's execution.

- e) If the District has not resolved the due process complaint to the satisfaction of the parents within thirty (30) days of receipt of the complaint notice, the impartial hearing process may begin.
- f) Except where the parties have jointly agreed to waive the resolution process or use mediation, the failure of a parent filing a due process complaint to participate in the resolution meeting will delay the timeline for the resolution process and due process hearing until the meeting is held:
 - 1. If the District is unable to obtain the participation of the parent in the resolution meeting after reasonable efforts have been made (and documented), the District may, at the conclusion of the thirty-day period, request that an IHO dismiss the parents' due process complaint.
 - 2. If the District fails to hold the resolution meeting within fifteen (15) days of receipt of the parent's due process complaint or fails to participate in the resolution meeting, the parent may seek the intervention of the IHO to begin the due process hearing timeline.

Pre-Hearing Conference

A pre-hearing conference (which may take place via telephone) may be scheduled by the IHO to simplify or clarify issues; establish dates for the completion of the hearing; identify evidence to be entered into the record; identify witnesses expected to provide testimony; and/or address other administrative issues. A transcript or written summary shall be entered into record by the IHO.

Impartial Due Process Hearing

In the event the complaint is not resolved in a resolution process, the Board will arrange for an impartial due process hearing to be conducted. When carrying out administrative matters relating to an impartial due process hearing, such as scheduling, exchange of witness lists and status conferences, the parent and District may agree to use alternative means of meeting participation such as video conferences or conference calls.

- a) The District must immediately (but not later than two (2) business days after receipt of the due process complaint notice or mailing of the due process complaint notice to the parent) initiate the process to select an IHO. The District selects the IHO through a rotational selection process in accordance with regulatory timelines. The Superintendent's Secretary/District Clerk will be responsible for contacting IHOs and maintaining appropriate records.
- b) The IHO must be certified by the Commissioner of Education, be independent and have access to the support and equipment necessary to perform the duties of an IHO. When the selected IHO indicates availability, the Board of Education must immediately appoint him/her. To expedite this process, the Board ~~may~~ shall designate **the President or Vice President of the Board the authority to formally appoint a hearing officer by signing a letter of appointment.** ~~one (1) or more of its members to appoint the IHO on behalf of the Board.~~
- c) The IHO may not accept appointment unless he/she is available to make a determination of sufficiency of a due process complaint notice within five (5) days of receiving such a request and (unless an extension is granted) to initiate the hearing in a timely fashion.
 - 1. When the District files the due process complaint notice, the hearing or pre-hearing conference must commence within the first fourteen (14) days after the date the IHO is appointed;
 - 2. When a parent files the due process complaint notice, the hearing or pre-hearing conference must commence within the first fourteen (14) days after whichever of the following occurs first:
 - (a) The date the IHO receives the parties' written waiver of the resolution meeting; or
 - (b) The IHO receives the parties' written confirmation that a mediation or resolution meeting was held but no agreement could be reached; or

- (c) The expiration of the thirty-day resolution period unless the parties agree in writing to continue mediation at the end of the thirty-day resolution period. In such case, the hearing or pre-hearing conference will commence within the first fourteen (14) days after the IHO is notified in writing that either party withdrew from mediation.
- d) The hearing, or a prehearing conference, shall commence within the timeframe specified in c) above, unless an extension is granted pursuant to Commissioner's Regulations.
- e) Each party must disclose to all parties all evaluations completed by that date and recommendations based on the offering party's evaluation that they intend to use at the hearing not less than five (5) days prior to the hearing. The IHO may bar any party that fails to comply with this requirement from introducing the relevant evaluation or recommendation at the hearing without the consent of the other party.
- f) The hearing will be conducted at a time and location that is reasonable and convenient to the parent and the student involved. The hearing shall be closed to the public unless the parent requests an open hearing.
- g) The role and responsibilities of the IHO will be as enumerated in Commissioner's Regulations.
- h) The student shall remain in his/her current placement during the pendency of the impartial due process hearing unless both parties agree or except as otherwise provided for expedited impartial due process hearings for certain disciplinary suspensions or removals of a student. For a preschool child not currently receiving special education services and programs, he/she may, during any impartial due process hearings or appeals, receive special education services and programs if the parent/person in parental relation and the District agree. However, during the pendency of an appeal for a preschool child who is transitioning from an Early Intervention (EI) program and is no longer eligible for the EI program due to age, the District is not required to provide the services the child had been receiving under EI. If found eligible for special education as a preschool student with a disability, and if the parent consents to the initial provision of services, the District will provide those programs and services that are not in dispute.
- i) The IHO renders and forwards the finding of fact and decision to the parties and to the State Education Department in accordance with regulatory timelines but not later than forty-five (45) days from the date required for commencement of the impartial due process hearing specified in c) above. For expedited hearings the deadline is within ten (10) school days after the hearing; for preschool hearings the timeframe is thirty (30) days after the receipt by the Board of a request for a hearing or after the initiation of such hearing by the Board.
- j) The decision of the IHO is final and binding on both parties unless appealed to the State Review Officer (SRO).

Burden of Proof

In accordance with New York State law, the burden of proof and persuasion in an impartial due process hearing dispute relative to a student's special education placement rests upon the School District. However, a parent/person in parental relation seeking tuition reimbursement for a unilateral parental placement shall have the burden of persuasion as to the appropriateness of the placement.

Recordkeeping and Reporting

The District will utilize the New York State Education Department's Impartial Hearing Reporting System (IHRS) to access the alphabetical list of the names of each IHO who is certified in New York State and available to serve in the District. The District will record and report to the State Education Department required information relating to the selection of IHOs and the conduct of impartial due process hearings according to the manner and schedule specified by the Department. The Superintendent shall designate a staff member(s) who will be responsible for reporting such information as required relating to the impartial hearing process into the State Education Department's web-based reporting system.

Compensation of Impartial Hearing Officers

The District will be responsible for compensating the IHO for prehearing, hearing and post-hearing activities at the maximum rate approved by the Director of the Division of the Budget. The District will also reimburse the IHO for travel

and other hearing-related expenses (e.g., duplication and telephone costs) pursuant to an annually determined schedule. A copy of this policy will be provided to each IHO at the time of appointment.

At the completion of the impartial due process hearing, the IHO shall submit an itemized bill of hourly charges and expenses, which will be promptly paid by the District.

Mediation

The District will inform the parent in writing of the availability of mediation and any free or low-cost legal and other relevant services available in the area at the request of the parent or when an impartial due process hearing is requested.

Mediation is voluntary and does not deny or delay a parent's right to an impartial due process hearing. If mediation is initiated after a request for an impartial due process hearing has been received, the impartial due process hearing must continue unless the request for the impartial due process hearing is withdrawn. However, a party may request an extension to an impartial due process hearing in order to pursue mediation.

Guardians ad Litem at Impartial Due Process Hearings

Unless a surrogate parent has been previously appointed, the IHO must appoint a guardian ad litem when he/she determines that the interests of the parent(s) are opposed to or are inconsistent with those of the student or whenever the interests of the student would be best protected by such appointment.

Confidentiality

All issues relating to a request for and conduct of an impartial due process hearing must be kept confidential by all District staff.

Administrative Procedures

Administrative procedures will be developed for the selection and appointment of an IHO consistent with regulatory requirements.

Individuals with Disabilities Education Act (IDEA),
20 United States Code (USC) Section 1400 et seq.
34 Code of Federal Regulations (CFR) Part 300
Education Law Sections 4005, 4202, 4404(1) and 4410(7)
8 New York Code of Rules and Regulations (NYCRR)

NOTE: Refer also to Policy #7690 -- Special Education Mediation
Sections 200.1, 200.2, 200.5, 200.16, 200.21 and 201.11

Adopted: 7/16/08

Revised: 10/15/10

Edgar Rodriguez pointed out that past practice of the District Clerk was to provide copies of any letters the BOE President signs regarding Impartial Hearings with the name of the student redacted. Discussion ensued. The District Clerk will provide letters to the Board as situations arise.

11.6 First Reading of Revisions to Policy 3420 Policy on Harassment/Hazing/Bullying

Policy 3420: POLICY ON HARASSMENT/HAZING/BULLYING

The Board of Education is committed to providing a safe, productive and positive learning environment, free of harassment and intimidation. The Board condemns all forms of harassment on the basis of race, color, creed, religion, national origin, political affiliation, sex, sexual orientation, age, marital status, military status, veteran status, ~~or~~ disability, weight, or the use of a recognized service animal. The Board condemns all forms of hazing and bullying. The Board specifically prohibits harassment, hazing, and bullying on school grounds and at all school-sponsored events, programs and activities, including those that take place at locations off school premises.

It is the policy of the New Paltz Central School District that no member of the school community - students, faculty, administrators, or staff, **parents/guardians**, vendors/contractors and others who do business with the School District, as well as school **district** volunteers, visitors, guests and other third parties - may harass or intimidate any other member of the community.

What is Harassment?

Verbal or physical conduct that denigrates or shows hostility or aversion toward an individual because of that person's race, color, creed, religion, national origin, political affiliation, sex, sexual orientation, age, marital status, military status, veteran status, disability, **weight**, or use of a recognized **guide dog, hearing dog or service dog animal**. Harassment can also occur if conduct is directed toward a person's relatives, friends, or associates. Harassment does one or more of the following:

- a) Has the purpose or effect of unreasonably interfering with an individual's work performance or is used as a basis for employment decisions (including terms and conditions of employment) affecting such individual and/or creates an intimidating, hostile or offensive work environment;
- b) Has the purpose or effect of unreasonably interfering with a student's academic performance or participation in an educational or extracurricular activity; and/or creates an intimidating, hostile or offensive academic environment; and/or effectively bars the student's access to an educational opportunity or benefit; or
- c) Otherwise adversely affects the employment and/or educational opportunities and benefits provided by the District.

Examples Of Harassment Include But Are Not Limited To:

- a) Epithets, slurs, negative stereotyping or threatening, intimidating, or hostile acts that relate to race, color, creed, religion, national origin, political affiliation, sex, sexual orientation, age, marital status, military status, veteran status, disability, or use of a recognized **guide dog, hearing dog or service dog animal** (including jokes or pranks that are hostile or demeaning).
- b) Written or graphic material that denigrates or shows hostility or aversion toward an individual or group because of race, color, creed, religion, national origin, political affiliation, sex, sexual orientation, age, marital status, military status, veteran status, disability, or use of a recognized **guide dog, hearing dog or service dog animal** and that is displayed on walls, bulletin boards or other locations the adversely affect the school community environment.
- c) E-mail, Internet, and other electronic communications use that violate this policy.

What is Hazing?

Hazing refers to soliciting, encouraging, aiding, or engaging in "hazing" behavior. "Hazing" is defined as any humiliating or dangerous activity expected of another to join **or maintain membership in** a group, regardless of their willingness to participate. Hazing behaviors include, but are not limited to:

- a) Humiliation: socially offensive, isolating or uncooperative behaviors.
- b) Substance abuse: abuse of tobacco, alcohol or drugs.
- c) Hurtful, aggressive, destructive and disruptive behaviors.
- d) Various forms of physical, emotional and/or sexual abuse which may range in severity from teasing/embarrassing activities to life threatening actions.

What is Bullying?

Bullying is the process of one individual knowingly abusing the rights of others to gain control of the situation and the individuals involved. A bully deliberately and persistently uses intimidation and manipulation to get his/her way. Bullying can take these forms:

- a) Physical, (including, but not limited to, hitting, kicking, spitting, pushing, taking personal belongings);
- b) Verbal, (including, but not limited to, taunting, malicious teasing, name calling, making threats);
- c) Psychological, (including, but not limited to, spreading rumors, manipulating social relationships, or engaging in social exclusion, extortion, or intimidation); and
- d) ~~Internet or e~~ Cyber-bullying, (including, but not limited to, the use of instant messaging, ~~e-mail~~ email, websites, ~~chat rooms~~ social networking sites, ~~and~~ text messaging or use of any electronic communication when such use infringes upon the general health, safety and welfare of District students and employees).

Complaint Procedure

- a) Students may report alleged incidents to any staff member with whom he/she feels comfortable, (for example, a teacher, the Building Principal, school nurse, guidance counselor or the District's designated Complaint Officer).
- b) Adults shall report alleged incidents to the Building Principal, the Superintendent of Schools, or the District's designated Complaint Officer.
- c) The ~~names and~~ contact information of the District's designated Complaint Officer can be found in the annual school calendar, in student and staff handbooks, and on the District's website. ~~and other readily accessible places.~~
- d) Allegations are recommended to be submitted in writing, although verbal complaints will also be investigated.
- e) All allegations will be quickly, thoroughly and fairly investigated in accordance with written investigation procedures developed by the Superintendent of Schools.
- f) To the extent possible, ~~your~~ the complainant's confidentiality and that of any witnesses and the alleged harasser will be protected against unnecessary disclosure. When the investigation is completed, ~~you~~ the complainant will be informed of the outcome of that investigation.

You Have Responsibilities Under This Policy

All members of the school community are responsible for creating a working and learning environment that is free of harassment, hazing and bullying. It is important to contact one of the individuals listed under "Complaint Procedure," if any of the following occurs:

- a) You believe you have been subjected to conduct that may violate this policy.
- b) You believe you have been retaliated against in violation of this policy.
- c) You have been told about or witnessed conduct that you think may violate this policy.

Special note: Knowingly making false accusations against another individual is wrong and will result in appropriate disciplinary action.

Retaliation Prohibited

The Board of Education prohibits retaliation against anyone for registering a complaint pursuant to this policy, assisting another in making a complaint, or participating in an investigation under the policy. Anyone experiencing any conduct that he/she believes to be retaliatory should immediately report it to one of the individuals listed under "Complaint Procedure."

Penalties

Harassment, hazing and bullying will not be tolerated in the New Paltz Central School District. If an investigation of any allegation of such conduct shows that the behavior has taken place, the harasser(s) will be subject to disciplinary action, ~~up to and including permanent suspension or termination from employment.~~

Regulations, Appeals, Education

Regulations ~~will be developed~~ for reporting, investigating, remedying allegations, penalties, appeals, dissemination and education ~~shall be developed by the Superintendent of Schools.~~ **are included in the Administrative Handbook, 3420R.**

NOTE: Refer also to Policy #3421 -- Policy on Sexual Harassment

Adopted: 7/16/08

Revised: ~~5/20/09~~ 9/15/10

Ms. Tobin Flusser added the word “weight” under paragraphs a and b of Examples Of Harassment Include But Are Not Limited To.

Mr. Rodriguez added the term “Board Members” into the second paragraph under school community.

11.7 First Reading of Revisions to Policy 5640 Smoking and Tobacco Use (See page 14 of Agenda)
Superintendent Rice stated this was a recommendation from Community Partnership and the Health Advisory Committee and it will push us in compliance with what was recommended by the County.

Policy 5640: SMOKING AND TOBACCO USE **School Grounds**

Smoking and tobacco use shall not be permitted and no person shall use tobacco on school grounds at any time. For purposes of this policy, "school grounds" means any building, structure, and surrounding outdoor grounds, including parking lot contained within the District's preschool, nursery school, elementary or secondary school's legally defined property boundaries as registered in the County Clerk's Office; as well as all District vehicles, including vehicles used to transport children or school personnel. **Further, smoking and tobacco use is prohibited within any indoor facility owned or leased or contracted for, and utilized, by such person for provision of routine or regular kindergarten, elementary, or secondary education or library services to children.**

For purposes of this policy, tobacco is defined to include any cigarette, cigar, cigarillo, pipe, bidi, clove cigarette, and any other smoking product, and spit tobacco (smokeless, dip, chew and/or snuff) in any form.

Posting/Notification of Policy

In compliance with the New York State Clean Indoor Air Act, the District will prominently post its Smoking/Tobacco Use policy and signs prohibiting **all** forms of tobacco use in District buildings and other appropriate locations; and will supply a copy upon request to any current or prospective employee. The District will also designate a school official to tell individuals who **smokes or uses in a non-smoking area tobacco** that they are in violation of the New York State Public Health Law, Education Law, the federal Pro-Children Act of 1994 and District policy.

The District shall also ensure that this policy is communicated to staff, students, parents/guardians, volunteers, and visitors as deemed appropriate in order to orient all persons to the District's "No Smoking" Policy and environment.

Prohibition of Tobacco Promotional Items/Tobacco Advertising

Tobacco promotional items (e.g., brand names, logos and other identifiers) are prohibited:

- a) On school grounds;
- b) In school vehicles;
- c) At school-sponsored events, including those that take place off school premises and in another state;
- d) In school publications;
- e) On clothing, shoes, accessories, gear, and school supplies in accordance with the District Code of Conduct and applicable collective bargaining agreements.

This prohibition of tobacco promotional items shall be implemented in accordance with the Code of Conduct and applicable collective bargaining agreements.

In addition, tobacco advertising is also prohibited in all school-sponsored publications and at all school sponsored events.

Safe and Drug-Free Schools and Communities Act
20 United States Code (USC) Section 7101 et seq.
Pro-Children Act of 2001, as amended by the No Child
Left Behind Act of 2001, 20 United States Code (USC)
Sections 7181-7184
Education Law Sections 409, 2801(1) and 3020-a
Public Health Law Article 13-E

NOTE: Refer also to Policies #3280 -- Community Use of School Facilities, Materials and Equipment
#3410 -- Code of Conduct on School Property
#7310 -- School Conduct and Discipline
#7320 -- Alcohol, Tobacco, Drugs, and Other Substances (Students)
#8210 -- Prevention Instruction
District Code of Conduct on School Property

Adopted: 7/16/08

Revised: 9/15/10

11.8 First Reading of Revisions to Policy 7320 Alcohol, Tobacco, Drugs and Other Substances (Students)

Policy 7320: ALCOHOL, TOBACCO, DRUGS AND OTHER SUBSTANCES (STUDENTS)

The misuse of drugs, alcohol and/or tobacco is a serious societal problem with legal, physical, emotional and social implications for the entire community. Therefore, the consumption, sharing and/or selling, use and/or possession of alcoholic beverages, tobacco products, illegal drugs, counterfeit and designer drugs, or paraphernalia for the use of such drugs and/or the inappropriate use of prescription or over-the-counter drugs, is prohibited at any school-sponsored event or on school property at all times. Students shall be banned from entering school grounds or school sponsored events when exhibiting characteristics indicative of having used or consumed alcohol or other substances.

The Board of Education recognizes that the collaborative efforts of staff, students, parents/guardians and the entire community, are essential to any comprehensive initiative to protect our students. As one part of a community initiative, a program shall be developed addressing alcohol, tobacco, drugs, and other substance use/abuse.

It is the objective of the Board of Education to facilitate student health, safety and success by developing through the collaborative efforts of staff, students, parents/legal guardians and the community as a whole, a comprehensive program addressing alcohol, tobacco, drugs, and other substances to include the following elements:

- a) An age-appropriate drug and alcohol prevention education program for students in all grades from early childhood level through grade 12;
- b) Intervention, to eliminate any existing use, abuse and provide support services to all students from early childhood level through grade 12 considered to be at risk for use/abuse;
- c) Standards of conduct and appropriate disciplinary measures for both students and staff within the framework of the District discipline policy and applicable New York State Law;
- d) Ongoing training of District staff about the components of an effective program including identification of a problem and staff responsibility thereunder;
- e) Implementation, dissemination and monitoring of District policy and regulation on Alcohol and Other Substances; and
- f) Cessation resource information available for students and staff in the community such as the New York State Smokers Quitline for tobacco smokers seeking assistance.

Students found to be in violation of this policy shall be subject to disciplinary action in accordance with Board Policy and the Student Disciplinary Code.

Safe and Drug-Free Schools and Communities Act, as reauthorized by the No Child Left Behind Act of 2001
20 United States Code (USC) Section 7101 et seq.
Education Law Section 2801 (1)
Vehicle and Traffic Law Section 142
Penal Law Sections 70.70 (2)(a)(i) and 220.00 (17)

NOTE: Refer also to Policies #3280 -- Community Use of School Facilities, Materials and Equipment

#3410 -- Code of Conduct on School Property

#5640 -- Smoking/Tobacco Use

#7310 -- Code of Conduct

#8210 -- Prevention Instruction, District Code of Conduct on School Property

Adopted: 7/16/08

Revised: 9/15/10

Mrs. Hayes stated letter b should be eliminated, as the District is not allowed to provide any support services. Deleting letter b would change each subsequent letter. It was also suggested to change the phrase “discipline policy” from letter C to Code of Conduct.

11.9 First Reading of Revisions to Policy 2210 Committees Of The Board (See page 17 of Agenda)

Policy 2210: COMMITTEES OF THE BOARD

~~The Board and/or the President of the Board may at its discretion establish committees for the purpose of undertaking a specific task in connection with Board activity. These committees, however, cannot make legal decisions for the entire Board.~~

Temporary Committees

At the request of the Board, the President shall appoint temporary committees consisting of less than a quorum of the full membership for special purposes. These committees shall be discharged on the completion of their assignment. The President of the Board shall be an ex-officio member of such committees.

Community Advisory Committees

The Board of Education recognizes that it may be necessary from time to time to authorize advisory committees for the purpose of enlisting opinions and counsel of the general public. Such committees shall be appointed by the Board of Education. The Board has the right to accept, reject or modify all or any part of a committee recommendation.

Audit Committee

~~The Board has established an audit committee to oversee the annual audit of the District, and report on its findings to the Board.~~

Visitation Committees

~~The Board of Education shall appoint one (1) or more committees to visit every school or department at least once annually and report on their conditions at the next regular meeting of the Board.~~

Standing and Ad-Hoc Committees

The Board of Education has established Standing and Ad-Hoc Committees for the purpose of undertaking a specific task in connection with Board activity. These committees are advisory and cannot make legal decisions for the entire Board. The President shall appoint committees consisting of less than a quorum of the full membership. The President of the Board shall be an ex-officio member of such committees.

Standing Committees

Audit Committee

Purpose: Provisions of Education Law Chapter 263 of the Laws of 2005, require the Board of Education of School Districts to establish an audit committee to oversee and report upon the annual independent audit of the school district's records. Education law also requires school districts to establish an internal audit function and for the audit committee to assist the Board of Education in the oversight of that function. This charter provides a framework and guidance for the audit committee.

Facilities Committee

Purpose: The purpose of the Facilities Committee of the Board of Education will be to provide oversight and support to the administration and staff of the district and advise and recommend to the full Board of Education action pertaining to the district's facilities.

Policy Committee

Purpose: The purpose of the Policy Committee is to review and evaluate proposed policies and changes to existing policies, including researching and analyzing the proposals for necessity, effectiveness, legality, and cost.

Ad-Hoc Board Committees

Superintendent's Evaluation Committee

Purpose: The purpose of the Superintendent's Evaluation Committee is to communicate the Board's evaluation of the superintendent's performance and to set the following year's Board priorities. The committee is made up of the President of the Board, the Vice President or the immediate Past President.

Communications Committee

Purpose: This Ad-Hoc Committee is created on an as needed basis, for example, to create a letter for the full BOE to review, revise and approve.

District Committee Representation

The President shall appoint a member of the Board of Education to serve a two-year term on the district's **Health Advisory Committee (HAC)**.

Purpose: The purpose of the Health Advisory Committee is to advise the school district on programs required by federal and state regulation and develop on behalf of the Board of Education any plans essential to compliance and/or the health of the school community.

Education Law Sections 1708, 2116-c and 4601
Refer also to Policy #5572 -- Audit Committee

NOTE:

Adopted: 7/16/08

Revised: 9/15/10

Ms. Tobin Flusser commented on ex-officio according to Robert's Rules of Orders and the ability of ex-officio members to vote at Committee Meetings. Ms. Tobin Flusser requested adding the words "non-voting" into the last sentence of the Standing and Ad-Hoc Committees paragraph.

Motion made by Robert Rich and second by Daniel Torres to approve the following:

11.10 Request for Approval of Assistant Superintendent for Business to Sign Change Order

Recommendation –that the Board of Education approve the following resolution: BE IT RESOLVED that the Board of Education , upon the recommendation of Maria C. Rice, Superintendent of Schools, authorizes Assistant Superintendent Richard Linden to sign change orders related to the emergency gutter and roof project at the Middle School designed to add additional safety measures.

Mr. Rausch would like to change the motion to read "change order" instead of Change Orders. Patrick Rausch made a friendly amendment which was accepted by Mr. Rich. All were in favor with none opposed. Motion carried 7-0.

Motion made by Mr. Torres and seconded by Ms. Tobin Flusser to approve the July 2010 and August 2010 Treasurer's Report and Budget Transfer Schedule #1.

12. FINANCIAL REPORTS

- TREASURER'S REPORT – July 2010 and August 2010
- BUDGET TRANSFER SCHEDULE – # 1

All in favor with none opposed. Motion carried 7-0.

13. OTHER DISCUSSION

Substance abuse data requested by Mr. Rodriguez is to be put on the Comeback list.

14. PUBLIC COMMENTS

15. EXECUTIVE SESSION – SUBJECT TO BOARD APPROVAL

16. ADJOURN

15. ADJOURN

ADJOURN

Motion made by Mr. Torres and seconded by Ms. Tobin Flusser to adjourn the Board of Education meeting. All were in favor with none opposed. Motion carried 7-0. Meeting adjourned at 11:42 PM.

Respectfully submitted,

Elena Maskell, District Clerk