

AGENDA  
BOARD OF EDUCATION MEETING  
SEPTEMBER 17, 2012 – 7:00PM  
HIGH SCHOOL LIBRARY

6:00pm Workshop-APPR, SLO's

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- I. MEETING CALLED TO ORDER, ROLL CALL
  - II. SALUTE TO THE FLAG
  - III. MINUTES OF THE AUGUST 20, 2012 REGULAR MEETING
  - IV. EXECUTIVE SESSION
    - Personnel Matters
    - CSE Recommendations
  - V. ANNOUNCEMENTS
  - VI. PRIVILEGE OF THE FLOOR
  - VII. BUSINESS OFFICE REPORTS
    - a. Informational: Claims Auditing Report for July 2012
    - b. Informational: Cash Flow Report
  - VIII. BOCES AS-7 CONTRACT  
RESOLVED, upon the recommendation of the Superintendent of Schools, that the 2012-2013 BOCES AS-7 contract in the amount of \$2,433,239.15 be approved.
  - IX. RESIGNATIONS
    - a. RESOLVED, upon the recommendation of the Superintendent of Schools, that the resignation for the purpose of retirement from Ann Nagy, Special Education Aide, be accepted effective August 28, 2012.
    - b. RESOLVED, upon the recommendation of the Superintendent of Schools, that the resignation for the purpose of retirement from Sheldon Butler, Bus Driver, be accepted effective September 6, 2012.
    - c. RESOLVED, upon the recommendation of the Superintendent of Schools, that the resignation from Howard Bronson, Bus Driver, be accepted effective September 6, 2012.
    - d. RESOLVED, upon the recommendation of the Superintendent of Schools, that the resignation from Christopher Benfatta, Head Custodian, be accepted effective September 6, 2012.
  - X. APPOINTMENTS
    - a. RESOLVED, upon the recommendation of the Superintendent of Schools, that Jennifer Dutcher be appointed to a one-year teaching position.  
\*Currently on the substitute list.
    - b. RESOLVED, upon the recommendation of the Superintendent of Schools, that Frank Calardo be appointed to a contract bus driver position.
    - c. RESOLVED, upon the recommendation of the Superintendent of Schools, that Keith Dunham be appointed to a contract bus driver position.
    - d. RESOLVED, upon the recommendation of the Superintendent of Schools, that Robert Roe be appointed to a Head Custodian position from Civil Service list #66-994.

- Mr. Roe has already rec'd NYS fingerprinting clearance.
- e. RESOLVED, upon the recommendation of the Superintendent of Schools, that Nivea Gutierrez be appointed to a full time special education aide position.  
\*Currently on substitute list.
- f. RESOLVED, upon the recommendation of the Superintendent of Schools, that Kim Harrington be appointed to a part time cleaner position conditionally, pending NYS mandated fingerprinting clearance.
- g. RESOLVED, upon the recommendation of the Superintendent of Schools, that Julie Garren be appointed to a part time cleaner position conditionally, pending NYS mandated fingerprinting clearance.
- h. RESOLVED, that Kathleen Wood be appointed District Dignity Act Coordinator.
- i. RESOLVED, upon the recommendation of the Superintendent of Schools, that Michael Rullo be appointed Dignity Act Coordinator for the Jr. Sr. High School.
- j. RESOLVED, upon the recommendation of the Superintendent of Schools, that Joshua Quick be appointed Dignity act Coordinator for the W.A. Olmsted Elementary School.
- k. RESOLVED, upon the recommendation of the Superintendent of Schools, that the following students be appointed to morning student worker positions:  

Madison Paugh	Marci Ritter	John Chandler	Kayla Schultz
Taylor Hendrickson			

  - \* No fingerprinting required....all students.

#### XI. SUBSTITUTES

- a. RESOLVED, upon the recommendation of the Superintendent of Schools, that the following names be added to the support staff substitute list:  
  - Aide: Ann Nagy
  - Student Cleaner: Nick Ehrensbeck-student, previously approved as a summer 2012 worker, now being added to regular sub list
- b. RESOLVED, upon the recommendation of the Superintendent of Schools, that the following names be removed from the substitute lists:  
  - Support Staff:
  - Teacher: Kevin Bates, Ashley Burns, Karie Collins, Patrick Lake, Joshua McGowen, Denise Riley, Allison Hendrickson, Laurel Koster-Goff, Christopher Lake, Nivia Gutierrez

#### XII. SURPLUS

- a. RESOLVED, upon the recommendation of the Superintendent of Schools, that the attached list of Library books be approved for surplus and disposed of in a manner consistent with Board of Education policy.
- b. RESOLVED, upon the recommendation of the Superintendent of Schools, that a Challenge Paper Cutter SN#6799 be approved for surplus and disposed of in a manner consistent with Board of Education policy.

#### XIII. BULLYING/HARASSMENT PREVENTION AND INTERVENTION POLICY # 5180 – THIRD READING & ADOPTION

RESOLVED, upon the recommendation of the Superintendent of Schools, that the third reading & adoption of Policy #5180 be approved.

#### XIV. NON-DISCRIMINATION AND ANTI HARASSMENT POLICY #4316.1 – AMENDMENT, THIRD READING & ADOPTION

RESOLVED, upon the recommendation of the Superintendent of Schools, that the third reading & adoption of the amendment to Policy #4316.1 be accepted.

- XV. **DISABILITY HARASSMENT MODEL PROCEDURES-THIRD READING & ADOPTION**  
RESOLVED, upon the recommendation of the Superintendent of Schools, that the third reading & adoption of the Disability Harassment Model Procedures be approved.
- XVI. **CODE OF CONDUCT, AMENDMENT-THIRD READING & ADOPTION**  
RESOLVED, upon the recommendation of the Superintendent of Schools, that the third reading & adoption of the amendment to the Code of Conduct be accepted.
- XVII. **BULLY PREVENTION PLAN-THIRD READING & ADOPTION**  
RESOLVED, upon the recommendation of the Superintendent of Schools, that the third reading & adoption of the Bully Prevention Plan be accepted.
- XVIII. **PLAIN LANGUAGE CODE OF CONDUCT, AMENDMENT-THIRD READING & ADOPTION**  
RESOLVED, upon the recommendation of the Superintendent of Schools, that the third reading & adoption of the amendment to the Plain Language Code of Conduct be accepted.
- XIX. **IDLING PROHIBITION FOR BUSES AND OTHER SCHOOL VEHICLES-SECOND READING**  
RESOLVED, upon the recommendation of the Superintendent of Schools, that the second reading and adoption of policy #3541.40 be accepted.
- XX. **DISTRICT ANNUAL PLAN-SPECIAL EDUCATION**  
RESOLVED, upon the recommendation of the Superintendent of Schools, that the second reading and adoption of the District Annual Plan, Special Education be accepted.
- XXI. **EXPOSURE CONTROL PLAN**  
RESOLVED, upon the recommendation of the Superintendent of Schools, that the first reading of the Exposure Control Plan be accepted.
- XXII. **LOCKOUT /TAGOUT PLAN**  
RESOLVED, upon the recommendation of the Superintendent of Schools, that the first reading of the Lockout Tagout Plan be accepted.
- XXIII. **HAZARD COMMUNICATION PLAN**  
RESOLVED, upon the recommendation of the Superintendent of Schools, that the first reading of the Hazard Communication Plan be accepted.
- XXIV. **EXTRA-CURRICULAR APPOINTMENTS**  
RESOLVED, upon the recommendation of the Superintendent of Schools, that the following extra-curricular appointment be made for the 2012-13 school year:  
Color Guard: Ida Knapp  
9<sup>th</sup> Grade Advisor: Matt Bucci
- XXV. **BOND RESOLUTION, DATED SEPTEMBER 17, 2012, AUTHORIZING THE ISSUANCE OF UP TO \$16,505,445 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE HARPURVILLE CENTRAL SCHOOL DISTRICT, COUNTIES OF BROOME AND CHENANGO, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF THE RENOVATION AND RECONSTRUCTION OF THE ELEMENTARY AND HIGH SCHOOL BUILDINGS AND ATHLETIC FIELDS.**

WHEREAS, the Board of Education of the Harpursville Central School District (the "School District"), a school district of the State of New York, located in the counties of Broome and Chenango, desires to finance the costs of the renovation and reconstruction of the elementary and high school buildings and athletic fields, including the acquisition of any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto, all pursuant to the Local Finance Law; and

WHEREAS, the qualified voters of the School District authorized the School District to finance the costs of the renovation and reconstruction of the elementary and high school buildings and athletic fields at a total cost not to exceed \$16,505,445, at a special district meeting of the School District held on June 19, 2012;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Harpursville Central School District, located in the counties of Broome and Chenango, State of New York, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the School District in the aggregate principal amount of up to \$16,505,445 pursuant to the Local Finance Law, in order to finance the specific object or purpose or class of object or purpose hereinafter described.

Section 2. The specific object or purpose or class of object or purpose to be financed by the issuance of such serial bonds is the renovation and reconstruction of the elementary and high school buildings and athletic fields, and including equipment, original costs, architect engineering, bond counsel, and other preliminary and incidental costs associated therewith (the "Project").

Section 3. The Board of Education of the School District has ascertained and hereby states that (a) the estimated maximum cost of the Project will not exceed \$17,275,475; (b) no bond anticipation notes have heretofore been authorized to be applied to the payment of the cost of the Project; (c) the Board of Education of the School District plans to finance the costs of the Project from (i) the proceeds of the serial bonds authorized by the qualified voters of the School District on June 19, 2012 and authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds and (ii) Federal and/or State aid anticipated to be received by the School District; and (d) the maximum maturity of such serial bonds authorized herein may be in excess of five (5) years.

Section 4. It is hereby determined that the specific object or purpose or class of object or purpose of the Project described in Section 2 above is an object or purpose or class of object or purpose described in subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of such object or purpose or class of object or purpose is twenty-five (25) years (such buildings being of "Class A" construction as that term is defined in Section 11.00 of the Local Finance Law). Obligations authorized in this bond resolution shall mature in not more than twenty-five (25) years computed from the earlier of (a) the date of issuance of the first bond anticipation notes authorized to be issued in this bond resolution in anticipation of the issuance of such serial bonds, or (b) the date of the first issue of such serial bonds.

Section 5. When this bond resolution takes effect, the School District Clerk shall cause the same, or a summary thereof, to be published, together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, in the Tri-Town News and Windsor Standard, newspapers having a general circulation in the School District. The validity of the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations were authorized for an object or purpose, or class of object or purpose, for which the School District is not authorized to expend money, or the provisions of law, which should have been complied with as of the date of the publication of this bond resolution, or such summary thereof, were not substantially complied with, and an action, suit or proceeding

contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations were authorized in violation of the provisions of the Constitution of the State of New York.

Section 6. The faith and credit of the School District are hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due and payable.

Section 7. Prior to the issuance of any serial bonds as authorized herein, or of any bond anticipation notes issued in anticipation of the issuance of such serial bonds, the Board of Education of the School District shall comply with all relevant provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal Laws and Regulations in connection with environmental quality review relating to the Project (collectively, the “environmental compliance proceedings”). In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Education of the School District will re-adopt, amend or modify this bond resolution prior to the issuance of any obligations authorized to be issued herein upon the advice of bond counsel. It is hereby determined by the Board of Education of the School District that the Project will not have significant effect on the environment.

Section 8. The School District hereby declares its intention to issue serial bonds as authorized herein, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds (collectively, the “obligations”), to finance the costs of the Project. The School District hereby covenants for the benefit of the holders of such obligations that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations, or any other funds of the School District, and will not make any use of the Project, which would cause the interest on such obligations to become subject to federal income taxation under the Internal Revenue Code of 1986, as amended (the “Code”) (except for the federal alternative minimum tax imposed on corporations by Section 55 of the Code), or subject the School District to any penalties under Section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or the Project financed thereby, if such action or omission would cause the interest on such obligations to become subject to federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by Section 55 of the Code), or subject the School District to any penalties under Section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of the serial bonds authorized herein or any other provision hereof until the date which is sixty (60) days after the final maturity date or an earlier prior redemption date thereof. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments made in connection with the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution.

Section 9. For the benefit of the holders and beneficial owners from time to time of the serial bonds as authorized herein, or of bond anticipation notes issued in anticipation of the issuance of such serial bonds, the School District agrees, in accordance with and as an obligated person with respect to such obligations under, Rule 15c2-12 (the “Rule”) promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934, to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of the Rule. In order to describe and specify certain terms of the School District’s continuing disclosure agreement for that purpose, and thereby implement that

agreement, including provisions for enforcement, amendment and termination, the President of the Board of Education is authorized and directed to sign and deliver, in the name and on behalf of the School District, the commitment authorized by subsection 6(c) of the Rule (the "Commitment"), to be placed on file with the School District Clerk, which shall constitute the continuing disclosure agreement made by the School District for the benefit of holders and beneficial owners of the obligations authorized herein in accordance with the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the School District and that are approved by the President of the Board of Education on behalf of the School District, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed collectively by this paragraph and the Commitment, shall be the School District's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the School District would be required to incur to perform thereunder. The President of the Board of Education of the School District is further authorized and directed to establish procedures in order to ensure compliance by the School District with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the President of the Board of Education of the School District shall consult with, as appropriate, the School District attorney and bond counsel or other qualified independent special counsel to the School District, and shall be entitled to rely upon any legal advice provided by the School District attorney or such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This bond resolution shall take effect immediately upon its adoption by the Board of Education of the School District.

## XXVI. ENVIRONMENTAL COMPLIANCE RESOLUTION TO MAKE FINDINGS AND DETERMINATIONS

WHEREAS, Ashley McGraw Architects, P.C. duly licensed by the State of New York (the "Architect/Engineer"), has at the instance of the Board of Education of the Harpursville Central School District (the "School District"), a school district of the State of New York, located in the counties of Broome and Chenango, prepared architectural and engineering studies for the reconstruction and renovation of the elementary and high school buildings and athletic fields, in and for the School District, including furnishings, fixtures, systems, machinery and apparatus, contingency costs and preliminary costs (collectively, the "Project") and said architectural and engineering studies have been filed in the office of the School District Clerk and are on file for public inspection; and

WHEREAS, the School District has determined that upon the examination of an environmental assessment form ("EAF") prepared by the Architect/Engineer, the Project is a "Type II", as that term is defined in 6 NYCRR §617.2(aj), and therefore the School District caused the EAF to be prepared and promptly filed with the School District Clerk; and

WHEREAS, it is proposed that the maximum amount estimated to be expended for the Project in its entirety is \$17,275,475 and that the costs of the Project, in whole or in part, as authorized by the qualified voters of the School District, are to be financed by (i) the issuance of serial bonds of the School District and (ii) Federal and/or State aid anticipated to be received by the School District pursuant to the Local Finance Law of the State of New York and if deemed advisable by the issuance of bond anticipation notes in anticipation of the issuance of said bonds; and

WHEREAS, it is proposed that a portion of the costs of the Project, as aforesaid, are to be paid from a tax levied upon all the taxable property in the School District in annual installments determined by

the Board of Education as approved by the qualified voters of the School District at a special school district meeting held on June 19, 2012 pursuant to proceedings taken under the Education Law; NOW THEREFORE, pursuant to proceedings prescribed in 6 NYCRR at §617 of the State Environmental Quality Review Act (“SEQRA”) regulations, BE IT RESOLVED, BY THE BOARD OF EDUCATION OF THE HARPURSVILLE CENTRAL SCHOOL DISTRICT, NEW YORK, as follows:

Section 1. The School District, by and through its Board of Education, hereby declares and designates itself to be the “lead agency” as that term is defined in 6 NYCRR §617.2(u), with respect to the continuing environmental review of the Project.

Section 2. It is hereby determined that the Project as aforesaid, is an “Type II”, as that term is defined in 6 NYCRR §617.2(aj).

Section 3. No other agency other than the School District is involved in said environmental review and no coordinated review is necessary or required.

Section 4. No hearing as set forth in 6 NYCRR §617.9(a)(4) is required in making the determinations contained herein with respect to the costs of the Project.

Section 5. Taking into account the criteria set forth in 6 NYCRR §617.7, upon review of all pertinent information, including taking a hard look at all the facts and circumstances, it is determined that the Project (i) will not have a significant effect on the climate or climate change, and (ii) will not have a significant effect on the environment, and no unidentified adverse effects are anticipated with respect thereto and are precluded from further review under the Environmental Conservation Law.

Section 6. It is hereby determined that for purposes of the SEQRA regulations the bond resolution to be adopted under the Local Finance Law to finance the Project shall not be or be deemed to be an “action”, as that term is defined in 6 NYCRR §617.2(b), until such resolution is approved by the Board of Education of the School District or the qualified voters of the School District, as the case may be.

Section 7. The School District shall include true copy of the resolution in the file maintained, readily accessible to the public, in the office of the school District Clerk, containing the EAF.

Section 8. This resolution shall take effect immediately upon its adoption by the Board of Education of the School District.

## XXVII.DISCUSSION ITEM

- a. Capital Project
- b. Status of Legal RFP
- c. 2011-12 Health Office Summary Report

## XXVIII.BTSBA MEET THE CANDIDATES & ANNUAL BUSINESS MEETING- OCTOBER 10, 6:00PM

## XXIX.Permanent Appointments

RESOLVED, upon the recommendation of the Superintendent of Schools, that the following appointments be made permanent as a result on NYS mandated fingerprinting clearance:

Support Staff: Sharon Zimmer

Teacher: Cristin Herr

