

A REGULAR MEETING of the Board of Education of the West Babylon Union Free School District, of the Town of Babylon, Suffolk County, New York was held on WEDNESDAY, May 28, 2014, in the Board Room of the Administration Wing adjacent to the Senior High School and in the PAC in the High School.

Those present: Trustees James F. Bocca (arrived 7:41 p.m.), Lucy Campasano, Cathy Gismervik, Diane Klein, Dennis Kranz, Peter Scarlatos (arrived 7:06 p.m.), Diane Thiel, Stacy Villagran and Jennifer Wandasiewicz

Also present: Mr. Anthony Cacciola, Superintendent; Dr. Yiendhy Farrelly, Assistant Superintendent for Human Resources; Mrs. Christine Tona, Executive Director for Curriculum & Instruction; Mrs. Jennifer Buscemi, Executive Director for Finance & Operations; Mrs. Amy E. Jones, District Clerk; Mr. David Desmond, Attorney and residents (audience of approx. 100 for the 8:00 meeting).

The President opened the meeting at 7:00 p.m. and led those present in the Pledge to the Flag

Audit Committee Report: Mr. Peter Rodriguez CPA, Cullen and Danowski

Mr. Rodriguez shared information regarding planning for the audit. He shared information regarding audit engagement, explaining that an audit is designed to obtain reasonable, rather than absolute assurance that the district's financial statements are free from material misstatement either by fraud or error. He said it is not intended to detect immaterial errors or fraud. It also does not include a detailed review of all transactions. He shared an explanation of the responsibility of the district, as well as the responsibility of the auditor. Mr. Rodriguez also explained areas of emphasis of the audit. He gave the Board a timetable for the 2014 - 2015 audit. All information is on file in the District Clerk's office.

Trustee Wandasiewicz seconded by Trustee Scarlatos made a motion to enter executive session for contract negotiations and matters of personnel at 7:27 p.m.

The motion was **CARRIED** by all present

The public portion of the meeting reconvened at 8:07 p.m. in the PAC

Board President Diane Thiel thanked everyone for their patience in moving the meeting to the PAC.

Trustee Campasano seconded by Trustee Wandasiewicz made a motion to approve the minutes of the Regular Meeting of May 13, 2014 and the Emergency Meeting of May 21, 2014

The motion was **CARRIED** by all present

Statement of the Superintendent and/or Board of Education:

Mr. Cacciola shared the sad news about the sudden passing of long time civil service employee and district photographer, Marge Steiger on May 15, 2014. Mr. Cacciola said that he has known Mrs. Steiger and her family for his entire life, adding that she was a very special person and will be greatly missed. He asked that she be kept in our prayers.

Upon Mr. Cacciola's recommendation, Trustee Scarlatos seconded by Trustee Klein made a motion to move item #11 to the Statement of the Board/Superintendent portion of the meeting to allow the Board to discuss the Budget information before voting on the consent agenda and to provide residents with an opportunity to speak about the budget

The motion was **CARRIED** by all present

Budget Review and Discussion: Anthony Cacciola and Jennifer Buscemi

Mr. Cacciola reviewed the results of the May 20, 2014 defeated budget. He said that the Board pierced the tax cap which required a 60% majority in order to pass. The community spoke and only 51.38% voted in favor of the budget, 8.78% away from a passing budget. Mr. Cacciola said that the administration is recommending remaining within the cap with a 1.36% increase for the June 17, 2014 budget re-vote. Mrs. Buscemi, Dr. Farrelly and Mrs. Tona reviewed the list of possible reductions with the trustees which will be on the website tomorrow. The budget statements will be available in each of the buildings, as well. Mr. Buscemi shared the timeline for the June 17, 2014 budget re-vote. Mr. Cacciola said that on May 20, the community spoke. After further discussion Mr. Cacciola said that the budget will be set at \$99,308,888.00. The Board will vote on this budget in the consent agenda later in the evening.

Board President Diane Thiel reminded everyone to use common courtesy during their comments, to please be respectful and to refrain from using staff names.

Statement of West Babylon Teachers Association:

WBTA President Patt Squicciarini expressed her disappointment about the defeated budget. In response to her question, Dr. Farrelly said that two music positions were not eliminated, a .4 position was eliminated. Mrs. Squicciarini thanked the Board and Administrators for their hard work in developing the budget. She added that she was sorry that 51% was not enough to pass the budget. She also discussed the cuts and said that in school programs are for the many, while after school activities are for the few. She spoke of former students who shared their memories of various classes and asked that classes be kept before extracurricular activities.

Statement of West Babylon Administrators' Association:

WBAA President Ellie Levy expressed her disappointment about the defeated budget and added that the Governor is not required to have a super majority to be elected. She requested that the new budget include measures to support the whole child.

Statement of CSEA Representative:

None

Statement of Student Association Representative:

None

Statement of PTA Council Representative:

PTA Council President Jennifer Longo said that the Board and Administrators did their work and the PTAs did their best to get people out to vote, and will continue to do so. She said that the Fun Run held on Wednesday was great and the community came together even though there was disappointment about the defeated budget. She thanked the Board for their donations to the scholarships and comedy night.

STATEMENT OF RESIDENTS (Agenda Items)

Resident Liz Breiner expressed her disappointment about the defeated budget. She added that no one program is more important than another. She said that the community needs to be aware of the GAP elimination. She said no one is stopping the Governor and the press needs to get the word out to stop what the Governor is doing instead of sweeping it under the rug.

Resident Steve Divisconte said that education and fiduciary responsibility is the job of the Board. He asked why sports are being kept over educational programs. In response to his question Mrs. Buscemi said that less than 1% of the budget is spent on sports and activities.

Resident William Hill thanked the Board and Administrators for their work on the budget. In response to his question, Mrs. Buscemi clarified that the district is not cutting 3 reading teachers. She said that one retiring reading teacher will not be replaced.

In response to resident John Modica's question, Dr. Farrelly said that it is not decided which clubs and activities will be cut. She said there will be a review of interest and cost of the activities and a decision will be made based on various undetermined factors. She also explained that salaries are all contractual and are negotiated. She added that many administrators in the district have had the same salary for the past three years.

Several other residents spoke in support of saving both programs and extra-curricular activities and the importance of the activities being consistent for students who are applying to colleges and hoping for scholarships.

Resident Dawn Conboy asked how residents can vote if they don't know which clubs activities will be cut. Mrs. Buscemi said that she is hoping the information will be available by the June 10 budget hearing. Mr. Cacciola added that the administrators and Trustees will do their best to inform the community.

Resident Wendy DeGaetano thanked everyone for their hard work and doing a great job. She said that she hopes that sports as well as clubs will be researched for changes.

Resident Don Massman made an insulting comment to the trustees. Then asked if there was any consideration of cutting the nine period day to offset the cost of off site sports.

Dr. Farrelly explained that the reductions at the high school level essentially has done away with the nine period day event though the structure of the students' day is the same.

Trustee Campasano responded to Mr. Massman's comment and said that the administration has been wonderful in finding ways to save programs. She added that if there is any chance that administration can save the varsity sports program and phase teams out, she would like that to be something that can be looked at. Mr. Cacciola clarified that the budget would be adopted this evening and options can be looked at later.

In response to resident Carolyn Lilly's question Dr. Farrelly said that the process for students' selection of electives will remain the same as in the past.

In response to resident Ava Donahue's question Mrs. Buscemi said that the district cannot charge students for Wilson Tech courses.

Resident Theresa Kilfeather suggested eliminating two clerical positions to keep sports.

Other residents spoke about disappointments about cuts to sports.

Board President Diane Thiel explained that most clubs and sports will remain. Mrs. Buscemi added that the district is keeping all programs that it can keep.

Superintendent's Report/Educational Presentation:

None

Trustee Villagran seconded by Trustee Wandasiewicz made a motion to approve the **Consent Agenda**

The motion was **CARRIED** by all present

BOARD OF EDUCATION

#BE-1

RESOLVED: that the West Babylon UFSD Board of Education accepts the tabulation of votes as certified by the inspectors of election and the District Clerk at the Annual District Meeting and Elections held on May 20, 2014, and the results of such tabulations were as follows:

Proposition # 1: School District Budget – required a 60% Super Majority

Yes: 1432 **No: 1335** **(Budget Defeated-51.38% Margin)**

Return of votes on School District Trustees:

Three 3-year terms ending June 30, 2017:

1a	Jennifer Longo	1573
2a	Raymond Downey, Jr.	1718
3a	Leslie Cozzi	1446
4a	Cathy Gismervik	1463

#BE-2

RESOLVED: that a Special Meeting of the West Babylon Union Free School District, Town of Babylon, Suffolk County, New York, shall be held on Tuesday, June 17, 2014, from 7:00 A.M. to 9:00 P.M. in the two designated election districts in said school district, for the purpose(s) set forth in the Notice of Special Meeting; and

RESOLVED: that the Notice of Special Meeting be published two (2) times, once each week, during the two (2) weeks preceding the Meeting, with the first publication being fourteen (14) days prior to the Meeting in **Newsday** and the **New York Post**, two newspapers having general circulation in the district; and

RESOLVED: that Diane Thiel is designated as permanent chairperson of the Special Meeting in accordance with the Education Law.

#BE-3

WHEREAS, the Patient Protection and Affordable Care Act requires the West Babylon School District to determine full-time status of ongoing employees in order to establish eligibility for health insurance coverage; and

WHEREAS, eligibility must be determined prior to the start of the health plan year in 2015; and

WHEREAS, the regulations under the Patient Protection and Affordable Care Act allow for look-back measurement periods to be used for ongoing employees to determine whether an employee is a full-time employee; and

WHEREAS, the West Babylon School District desires to establish a look-back transition standard measurement period, administrative period and stability period for its ongoing employees; and

WHEREAS, the West Babylon School District provides a health plan and is a participating municipality under the New York State Health Insurance Program (NYSHIP); and

WHEREAS, the West Babylon School District's health plan year is a calendar year which runs from January 1st to December 31st and

NOW THEREFORE, BE IT RESOLVED, that the transition standard measurement period for ongoing employees shall be a period of six (6) consecutive months to be measured from June 1, 2014 to November 30, 2014; and

BE IT FURTHER RESOLVED, that the administrative period for ongoing employees shall be a period of 31 days to be measured from December 1, 2014 to December 31, 2014; and

BE IT FURTHER RESOLVED, that the stability period for ongoing employees, determined to have averaged at least 30 hours of service per week (130 hours of service per calendar month) during the standard measurement period, shall be a period of twelve (12) consecutive calendar months to begin immediately after the administrative period on January 1, 2015 and to continue until December 31, 2015; and

BE IT FURTHER RESOLVED, that the stability period for ongoing employees, determined not to have averaged 30 hours of service or more per week (130 hours of service or more per calendar month) during the standard measurement period, shall be a period of twelve (12) consecutive calendar months to begin immediately after the administrative period on January 1, 2015 and continue until December 31, 2015; and

BE IT FURTHER RESOLVED, that notwithstanding the foregoing, the West Babylon School District reserves the right to elect to provide insurance coverage to otherwise eligible employees who are not currently provided insurance coverage or to elect not to provide insurance coverage to otherwise eligible employees.

#BE-4

WHEREAS, the Patient Protection and Affordable Care Act requires the West Babylon School District to determine full-time status of new variable hour/new part-time/new seasonal employees in order to establish eligibility for health insurance coverage; and

WHEREAS, the regulations under the Patient Protection and Affordable Care Act allow for look-back measurement periods to be used for new variable hour/new part-time/new seasonal employees to determine whether an employee is a full-time employee; and

WHEREAS, the West Babylon School District desires to establish a look-back initial measurement period, administrative period and stability period for its new variable hour /new part-time/new seasonal employees; and

WHEREAS, the West Babylon School District provides a health plan and is a participating municipality under the New York State Health Insurance Program (NYSHIP); and

WHEREAS, the West Babylon School District's health plan year is a calendar year which runs from January 1st to December 31st. and

NOW THEREFORE, BE IT RESOLVED, that the initial measurement period for new variable hour/new part-time/new seasonal employees shall be a period of twelve (12) consecutive months which shall begin the first day of the first calendar month following the employee's start date; and

BE IT FURTHER RESOLVED, that the administrative period for new variable hour/new part-time/new seasonal employees shall be a period which shall begin at the end of the initial measurement period and shall continue through the end of the first full calendar month beginning on or after the end of the initial measurement period and

BE IT FURTHER RESOLVED, that the stability period for new variable hour/new part-time/new seasonal employees, determined to have averaged at least 30 hours of service per week (130 hours of service a calendar month) during the initial measurement period, shall be a period of twelve (12) consecutive calendar months to begin immediately after the administrative period; and

BE IT FURTHER RESOLVED, that the stability period for new variable hour/new part-time/new seasonal employees, determined not to have averaged 30 hours of service or more per week (130 hours of service or more per calendar month) during the initial measurement period, shall be a period of twelve (12) consecutive calendar months to begin immediately after the administrative period; and

BE IT FURTHER RESOLVED, that notwithstanding the foregoing, the West Babylon School District reserves the right to elect to provide insurance coverage to otherwise eligible employees who are not currently provided insurance coverage or to elect not to provide insurance coverage to otherwise eligible employees.

#BE-5

RESOLVED: that the West Babylon Board of Education approves the following school district to provide special education and related services to West Babylon School District resident students, with disabilities, during the Summer of 2014:

Plainview-Old Bethpage Central School District

PERSONNEL

#PE-1

RESOLVED: that the following schedules, as attached, are approved:

- 13-P-21 Professional Personnel
- 13-C-21 Civil Service Personnel

SCHEDULE 13-P-21 Professional Personnel Schedule

NAME	POSITION	SCHOOL/ AREA	STEP/ SALARY	BEG/END APPT.	COMMENTS
Ludwig-Worgul, Cristina	English Tchr.	HS		5/27/14 -	Family Medical Leave
Peragine, Jessica	Special Ed. Tchr.	JK		4/11/14 - 6/30/14	Leave of Absence
Mack, Michael	Special Ed. Tchr.	JH		6/30/14	Resignation from LOA [to remain prob. Dir.Student Serv.]

SCHEDULE 13-P-21 Professional Personnel Schedule

NAME	POSITION	SCHOOL/ AREA	STEP/ SALARY	BEG/END APPT.	COMMENTS
Mathematics Regents Review Workshops:					
		HS	\$36.86/hr.	6/9/14 - 6/16/14	
Nauronis, Melissa	Algebra				Up to 3 hrs.
Selvaggi, Sally	"				Up to 3 hrs.
Valensisi, Valerie	"			Up to 3 hrs.	
Brennan, Ellen	Geometry				Up to 3 hrs.
Mucaria, Donna	"				Up to 3 hrs.
Owenburg, Kristina	"				Up to 3 hrs.
Selvaggi, Sally	"				Up to 3 hrs.
Shinners, Walter	"				Up to 3 hrs.
Doyno, Ian	Algebra 2/Trigonometry			Up to 6 hrs.	
Fulton, Sherri	"				Up to 6 hrs.
Kunzig, Christopher	"			Up to 6 hrs.	
Silvio, Kathryn	"			Up to 6 hrs.	
Science Regents Review Workshops:					
		HS	\$36.86/hr.	6/9/14 - 6/16/14	
Baranek, Stephen	Earth Science				Up to 5 hrs.
McKenna, Theresa	"				Up to 5 hrs.
Mendoza, Aimee	"				Up to 5 hrs.
Rizzo, Laura	"				Up to 5 hrs.
Conte, Joseph	Living Environment				Up to 4 hrs.
Jones-Desiderio, Roberta	"				Up to 4 hrs.
Galvin, Donna	"				Up to 4 hrs.
Kirby, Susan	"				Up to 4 hrs.
Montalvo, Andrea	"				Up to 4 hrs.
Prizzi, Theresa	"				Up to 4 hrs.
Hawson, Jacqueline	Chemistry				Up to 5 hrs.
Konopa, Kenneth	"			Up to 5 hrs.	
Peraza, Rosemary	"				Up to 5 hrs.
Salerno, Loretta	"				Up to 5 hrs.
Hansen, Kevin	Physics				Up to 5 hrs.
Alternative Evening High School:					
			\$34.85/hr.	5/29/14-6/30/14	
Thiel, Elizabeth	Discipline Program				

2014 Summer 9-12 Regents Prep Coordinator: July 28 - August 7, 2014 (Mon.-Thurs.) plus 2 days

*Contingent, pending NYSED approval and sufficient enrollment and budget

McGrath, Donna	Coordinator	HS	\$3,729.		
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2014 K-8 Special Education Summer School Principal: July 7- August 15, 2014 (Mon.-Fri.)

*Contingent, pending NYSED approval and sufficient enrollment

Cunningham, Gregg	Principal	TA	\$9,053.		
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SCHEDULE 13-C-21 Civil Service Personnel Schedule

NAME	POSITION	SCHOOL/ AREA	STEP/ SALARY	BEG/END APPT.	COMMENTS
Hurley, Marc	Custodial Wrkr. I	HS		5/7/14 -	Family Medical Leave
Kelleher, Utilia	Paraprofessional (hall monitor)	JH		6/27/14	Resignation to Retire

SCHEDULE 13-C-21 Civil Service Personnel Schedule

NAME	POSITION	SCHOOL/ AREA	STEP/ SALARY	BEG/END APPT.	COMMENTS
Campbell, Nancy	Paraprofessional (clerk typist)	JK		9/2/14	Returning from LOA
Hausler, Judith	Paraprofessional (hall monitor)	HS		9/2/14	Returning from LOA

Student PAC Technicians:

	\$8./hr.	5/29/14 - 6/30/14
Garcia, Kyle		
Henshaw, Kyle		
Partain, Joseph		
Valenti, Joseph		

FINANCE

#FI-1

RESOLVED: that the West Babylon Board of Education approves the **TAX ANTICIPATION NOTE RESOLUTION** dated May 28, 2014, authorizing the issuance not to exceed \$30,000,000 Tax Anticipation Notes of the West Babylon Union Free School District, in the town of Babylon, County of Suffolk, State of New York, in anticipation of the collection of real estate taxes to be levied for the fiscal year ending June 30, 2015.

#FI-2

RESOLVED: that the West Babylon Board of Education acknowledges receipt of the February, March and April 2014 Claims Auditor's reports and recommendations.

#FI-3

RESOLVED: that the West Babylon Board of Education approves the corrective action plan (CAP) in response to the findings contained in the Risk Assessment Update Report for the period ending March 31, 2013. The Executive Director for Finance and Operations will file a copy of the CAP with the State Education Department pursuant to NYCRR Section 170.12(e)(4).

#FI-4

RESOLVED: that the West Babylon Board of Education approves the corrective action plan (CAP) in response to the findings and recommendations made in the Internal Audit Report on Life Insurance Benefits. The Executive Director for Finance and Operations will file a copy of the CAP with the State Education Department pursuant to NYCRR Section 170.12(e)(4).

#FI-5

RESOLVED: that the West Babylon Board of Education acknowledges that the Junior High School steam heating system is in need of extensive repairs and immediate corrective action for the system to be in good working order for the upcoming fall and winter seasons. The cost of these extensive emergency repairs were unforeseen and not included in the 2013-2014 budget. The Board authorizes the appropriation of funds from unassigned fund balance in an amount not to exceed \$160,000 to pay for these repairs. These funds will be added to A1620.4660 (Buildings and Grounds Contract Operation), therefore amending the 2013-2014 Budget.

#FI-6

RESOLVED: that the school district budget for the 2014-2015 school year in the amount of \$99,308,888.00. proposed by the West Babylon Board of Education, in accordance with Section 1716 of the Education Law, be hereby adopted, and that said budget be voted upon by the residents on June 17, 2014.

CURRICULUM

#CU-1

RESOLVED: that the textbook titled, American Pathways to Present, by Emma J. Lapsenky, Peter Levy, Randy Roberts, Alex Taylor and Grant Wiggins, copyright 2013, is adopted by the West Babylon Board of Education, for use by Grade 8, for the Pre AP Social Studies course, effective September, 2014.

POLICY The following policies are on the agenda for First Time Reading

- File: 2121** Board Member Qualifications (First Time Reading)
- File: 4327** Home Bound Instruction (First Time Reading)
- File: 4750** Promotion and Retention of Students (First Time Reading)
- File: 5181** Open Lunch Policy (First Time Reading)
- File: 5420** Student Health Services (First Time Reading)
- File: 8130** School Safety Plans and Teams (First Time Reading)
- File: 8630** Computer Resources and Data Management (First Time Reading)
- File: 8635** Information Security Breach and Notification (First Time Reading)

Trustee Scarlatos seconded by Trustee Wandasiewicz made a motion to waive reading the policies and move them to second time discussion.

Voting Yes: Trustees Lucy Campasano, Cathy Gismervik, Diane Klein, Dennis Kranz, Peter Scarlatos, Diane Thiel, Stacy Villagran and Jennifer Wandasiewicz

Voting No: Trustee James F. Bocca

The motion was **CARRIED**

COMMITTEES:

OLD BUSINESS/NEW BUSINESS:

STATEMENTS OF RESIDENTS:

Trustee Scarlatos seconded by Trustee Gismervik made a motion to adjourn at 10:10 p.m.

The motion was **CARRIED** by all present

District Clerk