



January 9, 2024

Meeting Type: Regular Meeting

Date: Tuesday, January 9, 2024

Start Time: 5:30 p.m.

Location: Central Administrative Office

Roll Call – (Attendees Noted by District Clerk)

Present were:

Board Members

- Ilene Herz, Esq. (President)
- Brian J. Sales (Vice President)
- Debbie Adams-Kaden
- Mary Ellen Cunningham
- Jeannette Santos
- Peter Wunsch

BOCES Staff

- Michael Flynn (Chief Operating Officer)
- April Poprilo (District Superintendent)
- Warren Taylor (Chief Financial Officer)
- Joanne Klein (District Clerk)
- Nancy Fischetti (Public Relations Director)
- Staff Members

Absent

- Michele Kustera

Call to Order/Pledge of Allegiance (Board President)

The Regular Meeting was called to order at 5:30 p.m. by Board President, Mrs. Herz.

Administration of Oath of Office to Newly Appointed Board Member – Mrs. Debbie Adams-Kaden

The Oath of Office was administered by Mrs. Klein to Mrs. Debbie Adams-Kaden. Mrs. Adams-Kaden was appointed to the Board of Education at the Special Meeting on December 22, 2023.

EXECUTIVE SESSION

At this time, a motion to move into Executive Session to discuss two ongoing litigations and the performance of three particular employees and ongoing negotiations, Unit XII was made by Mr. Sales, seconded by Mrs. Cunningham. At 7:05 p.m. the Board unanimously agreed to adjourn Executive Session and move into the Regular Meeting on motion made by Mr. Sales, seconded by Mrs. Santos.

REGULAR MEETING

The Regular meeting of the Board resumed at 7:07 p.m. Mrs. Herz led the audience in the Pledge of Allegiance.

Visitors: ACKNOWLEDGMENT OF VISITORS BY PRESIDING OFFICER

Mrs. Herz invited anyone present in the audience who wished to address the Board to please step forward and state their name and address. No one present wished to address the Board.

Approval of Minutes Regular Meeting – December 12, 2023

The minutes of the Regular Meeting of December 12, 2023 were approved unanimously on motion of Mr. Sales and seconded by Mrs. Cunningham.

Approval of Minutes Special Meeting – December 22, 2023

The minutes of the Special Meeting of December 22, 2023 were approved unanimously on motion of Mr. Sales and seconded by Mrs. Cunningham.

Program Presentation

Wilson Tech Guidance Advisory Committee – Chris Kelly, Chairperson – The presentation was cancelled due to inclement weather conditions.

Treasurer's Report

The Board acknowledged receipt of the Treasurer's Report indicating balances in the various financial accounts as of November 30, 2023. (Copies incorporated with the official minutes of this meeting.)

Claims Auditor's Report

The Board acknowledged receipt of the Report of the Claims Auditor from December 6, 2023 to December 29, 2023 for expenditures totaling \$23,834,878.97. (Copies incorporated with the official minutes of this meeting.)

EXECUTIVE OFFICER'S REPORTS

District Superintendent – Comments/Events

Mrs. Poprilo discussed the following topics with the Board:

- NYSED Items – Board of Regents
- BOCES of New York State

Chief Operating Officer Report – Comments/Events

Mr. Flynn welcomed all in attendance to the Board meeting and reported on the following topics:

- WS BOCES Legislative Program
- Suffolk County Legislative Addiction Prevention and Support Advisory Panel – Annual Report
- 2024-25 Draft School Calendar
- 2024-25 Budget Development

Chief Financial Officer – Update of Capital Projects

Mr. Taylor updated the Board on the Report of Capital Projects. Mr. Taylor discussed projects in the bid process, quote process, projects in design, projects submitted to NYSED, upcoming projects to be scheduled, projects currently underway and completed projects. Mr. Taylor updated the Board on the ventilation project and shared concerns about the completion of the project.

ITEMS FOR BOARD ACTION

Business Administration Matters

Approval of Budget Adjustments January 2023-24

On motion by Mr. Sales, seconded by Mrs. Cunningham, the Board voted unanimously for Approval of 2023-24 budget adjustments/transfers for January 2024 in the following programs:

- | | |
|---|--------------------------------|
| Distance Learning | Center for Learning Technology |
| School Improvement for Standards Implementation | Services Other BOCES |
| Career & Technical Education | Special Occupational Education |
| Center for Learning Technology | Center for Learning Technology |

(Listing referred to is designated as Encl. 9.1.1 and is incorporated with the official minutes of this meeting.)

Resolution to Participate in Smithtown Central District Bid for Underground Water Distribution System – Installation, Maintenance & Repair Bid #21/22-14 [R]

On motion by Mr. Sales, seconded by Mrs. Cunningham, the Board voted unanimously for approval of Resolution to Participate in Smithtown Central District Bid for Underground Water Distribution System – Installation, Maintenance & Repair Bid #21/22-14 as follows:

WHEREAS, Section 103 of the General Municipal Law permits Western Suffolk BOCES to purchase apparatus, materials, equipment or supplies or contract for services related to the installation, maintenance or repair of apparatus, materials, equipment, and supplies through the use of a contract let by the United States or any agency thereof, any state or any other county, political subdivision or district therein if such contract was let to the lowest responsible bidder or on the basis of best value in a manner consistent with this section and made available for use by other governmental entities; and

WHEREAS, Western Suffolk BOCES, based on the authority granted in General Municipal Law, Article 5A (Public Contracts), Section 103, desires to participate in Smithtown Central School District Bid for underground Water Distribution System – Installation, Maintenance & Repair Bid #21/22-14 effective term 05/26/22 – 05/25/23 with four one-year renewals and anticipated duration 05/25/27 for the purpose of fulfilling and executing its public governmental purposes, goals, objectives, programs and functions; and

WHEREAS, Western Suffolk BOCES has reviewed the benefits of participating in this program and an analysis is performed, and based on this review which is in accordance with the General Municipal Law, has concluded that participation in the program could result in savings to Western Suffolk BOCES;

THEREFORE BE IT RESOLVED, that Western Suffolk BOCES is authorized to participate in Smithtown Central School District Bid #21/22-14 for underground Water Distribution System – Installation, Maintenance & Repair and that the Board President and/or the Chief Operating Officer or his designee is hereby authorized to execute any and all necessary documents to effectuate participation in Smithtown Central School District Bid #21/22-14 for underground Water Distribution System – Installation, Maintenance & Repair.

(Listing referred to is designated as Encl. 9.1.2 and is incorporated with the official minutes of this meeting.)

Resolution to Participate in NASPO Value Point, Professional Grade Tools & Diagnostic Equipment for Snap-On Tools # OKMA- 818-040 [R]

On motion by Mr. Sales, seconded by Mrs. Cunningham, the Board voted unanimously for approval of Resolution to Participate in NASPO Value Point, Professional Grade Tools & Diagnostic Equipment for Snap-On Tools # OKMA- 818-040 as follows:

WHEREAS, Section 103 of the General Municipal Law permits Western Suffolk BOCES to purchase apparatus, materials, equipment or supplies or contract for services related to the installation, maintenance or repair of apparatus, materials, equipment, and supplies through the use of a contract let by the United States or any agency thereof, any state or any other county, political subdivision or district therein if such contract was let to the lowest responsible bidder or on the basis of best value in a manner consistent with this section and made available for use by other governmental entities; and

WHEREAS, Western Suffolk BOCES, based on the authority granted in General Municipal Law, Article 5A (Public Contracts), Section 103, desires to participate in NASPO Value Point, Professional Grade Tools & Diagnostic Equipment For: Snap-On Tools Contract #OK-MA-818-040 for the purpose of fulfilling and executing its public governmental purposes, goals, objectives, programs and functions; and

WHEREAS, Western Suffolk BOCES has reviewed the benefits of participating in this program and an analysis performed, and based on this review which is in accordance with the General Municipal Law, has concluded that participation in the program could result in savings to Western Suffolk BOCES;

THEREFORE, BE IT RESOLVED, that Western Suffolk BOCES is authorized to participate in NASPO Value Point Bid for Professional Grade Tools & Diagnostic Equipment For: Snap-On Tools Contract # OK-MA-818-040 and that

the Board President and/or the Chief Operating Officer or his designee is hereby authorized to execute any and all necessary documents to effectuate participation in NASPO Value Point, Professional Grade Tools & Diagnostic Equipment For: Snap-On Tools # OK-MA-818-040.

(Listing referred to is designated as Encl. 9.1.3 and is incorporated with the official minutes of this meeting.)

Resolution to Appeal Insurance Denial [R]

On motion by Mr. Sales, seconded by Mrs. Cunningham, the Board voted unanimously for Resolution to Appeal Insurance Denial as follows:

WHEREAS, during the fiscal 1982-83 year Western Suffolk BOCES was insured by Chubb Insurance, and

WHEREAS, during that coverage period Western Suffolk BOCES was in compliance with all required premium and reporting requirements and

WHEREAS, the period for notification of certain claims pursuant to the Child Victims Act was expanded to include the period above and Western Suffolk BOCES was in fact named as a party to a qualified claim, and

WHEREAS, Western Suffolk BOCES made every reasonable effort to report that claim to Chubb, a claim which Chubb has unreasonably ruled as not timely,

THEREFORE, BE IT RESOLVED the action of Chubb Insurance in relation to this matter which is believed to be contrary to the intent of the Child Victims Act be appealed the NY State Department of Finance and the Board President be authorized to execute a letter requesting a review and investigation of the actions of Chubb in this matter.

(Listing referred to is designated as Encl. 9.1.4 and is incorporated with the official minutes of this meeting.)

Personnel

Instructional Personnel

Mr. Sales moved, Mrs. Cunningham seconded, and the Board voted unanimously to approve Instructional Personnel matters, agenda items 9.2.1 as follows:

All Instructional personnel matters listed on the 3-page Instructional Report dated January 9, 2024 (Encl. 9.2.1) is incorporated with the official minutes of this meeting.

Supplementary Services

Mr. Sales moved, Mrs. Cunningham seconded, and the Board voted unanimously to approve Supplementary Services, agenda items 9.2.2 as follows:

All items listed on the 11-page Supplementary Services Report dated January 9, 2024 (Encl. 9.2.2) is incorporated with the official minutes of this meeting.

Non-Instructional Personnel

Mr. Sales moved, Mrs. Cunningham seconded, and the Board voted unanimously to approve Non-Instructional Personnel matters, agenda items 9.2.3 as follows:

All Non-Instructional Personnel matters listed on the 4-page Non-Instructional Report dated January 9, 2024 (Encl. 9.2.3) is incorporated with the official minutes of this meeting.

Resolution Approving Post-Retirement Health Insurance Agreements [R]

On motion by Mr. Sales, seconded by Mrs. Cunningham, the Board voted unanimously for Resolution Approving Post-Retirement Health Insurance Agreements as follows:

WHEREAS, various collective bargaining agreements require the Board to provide written agreements to retiring employees covering the conditions under which those retirees will continue to receive health insurance and,

WHEREAS, the board has adequately funded the cost of post-retirement benefits through current year appropriations and reserve funds for future year costs, then it is

THEREFORE, BE IT RESOLVED, that the President of the Board be authorized to execute the required agreements with the employees listed below who have resigned for the purpose of retirement;

Bielitz, Barbara
Booth, Laura
Campagnoni, Karen

Cornelia, Linda
DeGeronimo, Michael
Doscher, Carol

Flynn-McGuire, Maryann
French, Lisa
Gonzalez, Anne
Guttieri, Cecelia
Ilse, Bernadette
Kirwan, James
Lewis, Ernest
Maldonado, Milagros

Miller, Cheryl
Montaruli, Debra
Nagler, Rosemary
Puma, Rose
Rivera, Chandra
Turtoro, Sharon
Webster, Linda
Winser, Mary

(Listing referred to is designated as Encl. 9.2.4 and is incorporated with the official minutes of this meeting.)

Resolution for Authorization to Amend Agreement with District Superintendent [R]

On motion by Mr. Sales, seconded by Mrs. Cunningham, the Board voted unanimously for Resolution for Authorization to Amend Agreement with District Superintendent as follows:

WHEREAS, the above parties have previously entered into an employment agreement dated April 14, 2023, and

WHEREAS, the parties now wish to amend that agreement,

WHEREAS, all previous provisions of the agreements between the parties shall remain in full force and effect and shall not be diminished during the term of the employment of April Poprilo or, if applicable, to post retirement benefits after the date of retirement,

THEREFORE, BE IT RESOLVED, the President of the Western Suffolk Board of Cooperative Educational Services is hereby authorized to execute certain modifications to the Agreement between April Poprilo and the Western Suffolk BOCES Board of Education which amended Agreement is to be effective May 15 2024.

(Listing referred to is designated as Encl. 9.2.5 and is incorporated with the official minutes of this meeting.)

Other Action Items

Approval of Disposition of Surplus Property [R]

The Board voted unanimously for Approval of Disposition of Surplus Property on motion of Mr. Sales, seconded by Mrs. Cunningham as follows:

WHEREAS, Western Suffolk BOCES has certain equipment and materials which have been deemed surplus or obsolete and are of no use to Western Suffolk BOCES; and

WHEREAS, these items have also been deemed to have no resale value and have been declared valueless; and

WHEREAS, according to Policy #4420, no surplus property may be disposed of without the recommendation and authorization of the District Superintendent, or his designee, and the approval of the Board;

THEREFORE BE IT RESOLVED, that the Board hereby approves the disposition of this surplus property as listed on the attached.

(Listing referred to is designated as Encl. 9.3.1 and is incorporated with the official minutes of this meeting.)

Approval of Articulation Agreement Between Western Suffolk BOCES and New York Institute of Technology [R]

On motion of Mr. Sales, seconded by Mrs. Cunningham, the Board voted unanimously for Approval of Articulation Agreement Between Western Suffolk BOCES and New York Institute of Technology as follows:

WHEREAS, an agreement between Western Suffolk BOCES and New York Institute of Technology has been developed for the purpose of providing instruction for Western Suffolk BOCES students participating in the following educational programs:

- Architectural and Interior Design/CAD
- Business and Hospitality Management
- Certified Personal Trainer
- Medical Assisting
- Medical Laboratory
- Physical Therapy Aide
- Nurse Assisting & Professional Health Careers

WHEREAS, said agreement would be beneficial to the students participating;

THEREFORE, BE IT RESOLVED that the Chief Operating Office be authorized to execute said agreement with

New York Institute of Technology. The effective date of the agreement is November 1, 2023 for a period of five years and may be revised by mutual agreement of both parties. The agreement will be reviewed on an annual basis by both parties and may include a review of curriculum, equipment and facilities. Either party may cancel this agreement by formal notification to be received by August 1st in the year preceding the date of cancellation.

(Listing referred to is designated as Encl. 9.3.2 and is incorporated with the official minutes of this meeting.)

Approval of Multi-Year Technology Agreement with Northport UFSD [R]

On motion of Mr. Sales, seconded by Mrs. Cunningham, the Board voted unanimously for Approval of Multi-Year Technology Agreement with Northport UFSD as follows:

WHEREAS, the Division of Instructional Support Services has been working with Northport-E Northport School Districts on the development of a long-range technology plan; and

WHEREAS, the districts have adopted this plan for implementation and have requested Western Suffolk BOCES to provide the service appropriate to this plan;

THEREFORE, BE IT RESOLVED that the District Superintendent and District Clerk are hereby authorized to execute service agreements for the amounts listed plus cost of related financing

<u>School District</u>	<u>Time</u>	<u>Amount</u>
Northport – E Northport UFSD	4 Year	\$632,896

(Listing referred to is designated as Encl. 9.3.3 and is incorporated with the official minutes of this meeting.)

Authorization to Accept a Scholarship Donation – Finkelstein [R]

On motion of Mr. Sales, seconded by Mrs. Cunningham, the Board voted unanimously for Authorization to Accept a Scholarship Donation – Finkelstein as follows:

WHEREAS, in prior action the Western Suffolk BOCES has authorized the establishment of a scholarship program in honor of Sydney Finkelstein; and

WHEREAS, various individuals have offered donations in further support of the above program; and

WHEREAS, according to Policy #4420, all donations of equipment, materials and property shall be presented to the Board for acceptance,

THEREFORE, BE IT RESOLVED, that the Western Suffolk BOCES accept various donations in the total amount of \$500 to be used to fund this scholarship program.

(Listing referred to is designated as Encl. 9.3.4 and is incorporated with the official minutes of this meeting.)

Authorization to Accept a Donation of Equipment and Supplies [R]

On motion of Mr. Sales, seconded by Mrs. Cunningham, the Board voted unanimously for Authorization to Accept a Donation of Equipment and Supplies as follows:

WHEREAS, Western Suffolk BOCES has received an offer from Brian Kiely, 11 Heidie Court, St James NY 11780 to donate one (1) 2000 Jeep Wrangler, Vin Number 1J4FA49S2YP725213 to be used by the students attending the Automotive Tech Program at Wilson Tech, Northport Campus, and

WHEREAS, Western Suffolk BOCES students would benefit from these donations, and

WHEREAS, according to Policy #4420, all donations of equipment, materials and property shall be presented to the Board for acceptance, and

THEREFORE, BE IT RESOLVED, that the Board hereby approves the acceptance of the donated supplies and equipment as listed above.

(Listing referred to is designated as Encl. 9.3.5 and is incorporated with the official minutes of this meeting.)

OLD BUSINESS

NEW BUSINESS

Read and Adopt New Policy #5124 - Workplace Violence Prevention

On motion of Mr. Sales, seconded by Mrs. Cunningham, as per Policy #1410, the Board voted unanimously to Read and Adopt New Policy #5124 - Workplace Violence Prevention.

(Listing referred to is designated as Encl. 11.1 and is incorporated with the official minutes of this meeting.)

ADJOURNMENT

At 7:33 p.m. there being no further business items for discussion, the meeting was adjourned on motion by Mr. Sales, seconded by Mrs. Cunningham.

UPCOMING EVENTS

DATE	EVENT	ATTENDEES
1/25/24	N-SSBA/NCCSS/SCSSA Joint Conference, Thursday, 6:00 pm, Huntington Hilton	I.Herz, B. Sales, J. Santos
3/18/24	SCOPE's 23 rd Annual School District Awards Dinner, Monday, 4:30 pm, Villa Lombardi's, Holbrook, NY	
4/6/24 - 4/8/24	National School Boards Association Convention, Sat. – Mon., New Orleans, LA	B. Sales

Enclosures:

- Letter to Staff, *December 22, 2023*
- NYSSBA 2023 Email Usage Handbook
- NYSSBA Update, *December 17, 2023*
- NYSSBA Update, *January 1, 2024*
- NYSSBA Advocacy Update, *December 20, 2023*
- NYSSBA Area Director Update, *December 2023*

Separation Notice

Governor Hochul Unveils Second Proposal of 2024 State of the State: The 'Back To Basics' Plan
To Improve Reading Proficiency, *January 3, 2024*

Legal Alert – School District Election Early Mail Voting, Keane & Beane, *January 2, 2024*



Joanne Klein
District Clerk