

Peekskill City School District
1031 Elm Street
Peekskill, New York

**BUSINESS MEETING
BOARD OF EDUCATION
AUGUST 19, 2014**

Board of Education

Mr. Douglas Glickert, President
Mr. Colin Smith, Vice President
Mrs. Lisa Aspinall-Kellawon
Ms. Jillian Clausen

Central Office

Dr. Lorenzo Licopoli, Interim Superintendent
Ms. Robin Zimmerman, Asst Supt for Business
Dr. Joe Mosey, Asst Supt for Administrative Services
Dr. David Fine, Asst Supt for Secondary Education
Mrs. Mary Foster, Asst Supt for Elementary Education
Ms. Debra McLeod, District Clerk

1. Call to Order

The meeting was called to order by President Glickert at 5:32 p.m. in the George Birdas Room.

A. Recording of Attendance

Maria Pereira, Michael Simpkins and Richard Sullivan were absent.

2. Proposed Executive Session

A. Open Meeting

- (Note: The Board will enter into Executive Session for the purpose of discussing a particular contractual and personnel items. The public part of the meeting will open at approximately 7:00PM)

B. Adjourn to Executive Session

Motion to Adjourn Meeting in order to enter to Executive Session

Motion: Colin Smith

Second: Lisa Aspinall-Kellawon

Yes: Lisa Aspinall-Kellawon

Jillian Clausen

Doug Glickert

Colin Smith

No: _____

Abstained: _____

C. Adjourn Executive Session

Motion to Re-Open Meeting

Motion: Colin Smith

Second: Lisa Aspinall-Kellawon

Yes: Lisa Aspinall-Kellawon

Jillian Clausen

Doug Glickert

Colin Smith

No: _____

Abstained: _____

3. Resume Public Meeting

A. Pledge of Allegiance

The meeting was reconvened in the George Birdas Room at 7:10 p.m.

4. Hearing of Citizens

Shannon Cassiano of 517 N. James Street spoke on behalf of a parent. A student was short one credit at Tech and was informed they could no longer attend. Ms. Cassiano would like to know if there is any way the student could make up the credit. Dr. Licopoli asked Ms. Cassiano to speak with him after the meeting so he could look into the matter.

5. Superintendent/Board President Report

A. Summer Updates

Dr. Licopoli stated this has been a very busy and productive summer. The District has developed specific learning plans for literacy and transition and we now have newly created teacher leaders. Cabinet is also working hard in getting everything in place. There will be a principal's retreat. Next week, Curriculum Instruction Assessment Team (CIA) will have a two day retreat and will focus on school learning plans resulting from student assessments. The focus on literacy will be throughout the whole school year. There will be a Board of Education retreat Thursday and they have been given the charge of goals and expectations. Transportation and Registration have been successfully moved to Uriah Hill. Improvement in the landscaping in front of each school is also underway. The District is working on an after school, Driver's Education program for the students. There are a lot of things in motion at the elementary level. We have the Enrichment and Gifted program as well as a K-12 Theater program. Dr. Licopoli anticipates using the Administration's auditorium for performances. September 2nd is Superintendent's Conference Day which will be focusing on literacy and transition. September 3rd is the first day of school. Freshman orientation will start next Thursday. There are a lot of new initiatives that are being targeted for the upcoming school year.

B. Contracts Under \$10,000

Dr. Licopoli read into the minutes the following contract under \$10,000:

Shaw, Perelson, May & Lambert, LLP - Retainer Agreement (Covers up to 40 hours of service); July 1, 2014 - September 1, 2014; Not to exceed \$8,000.

6. Old Business

A. Work Agreements (Corrections)

BE IT RESOLVED that the Board of Education approve the corrected salaries from the July 22, 2014 agenda for the following work agreements:

Michelle Braganza - \$53,821.39 (Base Salary) \$53,821.39 (Total Salary)

Janice Reid - \$115,825.71 (Base Salary) \$1,125 (Longevity) 116,950.71 (Total Salary)

David Santiago - \$99,378.65 (Base Salary) \$1,125 (Longevity) \$100,503.65 (Total Salary)

Motion: Lisa Aspinall-Kellawon

Second: Colin Smith

Yes: Lisa Aspinall-Kellawon
Jillian Clausen
Doug Glickert
Colin Smith

No: _____

Abstained: _____

7. New Business

A. Work Agreement

BE IT RESOLVED that the Board of Education approves the work agreement terms and conditions for the 2013/2014 school year rolled over into the 2014/2015 school year, salary adjusted at 1.5% for the following confidential employee:

Doug Brown - \$54,974.55 (Base Salary) \$1,894.89 (Longevity Pro-rated) \$57,694.04 (Total Salary)

Motion: Lisa Aspinall-Kellawon

Second: Colin Smith

Yes: Lisa Aspinall-Kellawon
Jillian Clausen
Doug Glickert
Colin Smith

No: _____

Abstained: _____

8. Accepting of Minutes

A. Business Meeting July 22, 2014

B. Special Meeting August 4, 2014

C. Approval of Minutes

BE IT RESOLVED that the Board of Education accepts the following minutes:

Business Meeting July 22, 2014

Special Meeting August 4, 2014

Motion: Colin Smith

Second: Lisa Aspinall-Kellawon

Yes: Lisa Aspinall-Kellawon
Jillian Clausen
Doug Glickert
Colin Smith

No: _____

Abstained: _____

9. Consent Agenda - Personnel

A. Creating New Position - Athletic Trainer

That the Board of Education approves the creating of the new position of Athletic Trainer effective July 1, 2014.

B. Personnel Agenda

Certificated

I. Appointments

A. The Superintendent of Schools recommends the following appointments to the Board of Education for approval:

1. Name: Yesenia Peralta
Position: Elementary Teacher (Dual Language) Grade 3
Location: Oakside
Certification Status: Childhood Education; Initial, Bilingual; Initial extension annotation
Tenure Area: Elementary Education
Effective Date: September 1, 2014
Probationary period begins: September 2, 2014
Probationary period ends: September 1, 2017
Salary: MA Step 1 \$61,900
2. Name: Jennifer Fowler
Position: Special Education Teacher
Location: Oakside
Certification Status: Special Childhood Ed. 1-6, Student with Disabilities 1-6
Tenure Area: Special Education
Effective Date: September 1, 2014
Probationary period begins: September 2, 2014
Probationary period ends: September 1, 2016
Salary: \$ 61,900 (MA, Step 1)
3. Name: Troy Lepore
Position: Elementary Teacher
Location: Hillcrest
Certification Status: Childhood Education; Initial
Tenure Area: Elementary Education
Effective Date: September 1, 2014
Probationary period begins: September 2, 2014
Probationary period ends: January 30, 2016
Salary: \$ 63,758 (MA, Step 2)
4. Name: Andrew Kane
Position: Health Teacher
Location: Middle School
Certification Status: Health, Physical Education; Initial
Tenure Area: Health
Effective Date: September 1, 2014
Probationary period begins: September 2, 2014
Probationary period ends: September 1, 2017
Salary: \$49,073 (BA, Step 1)
5. Name: Yvonne Feliciano
Position: School Psychologist, Bilingual
Location: Woodside
Certification Status: School Psychologist
Tenure Area: School Psychologist

Effective Date: September 2, 2014
Probationary period begins: September 2, 2014
Probationary period ends: September 1, 2017
Salary: \$ 72,574 (MA+15, step 4)

6. Name: Sean Dwyer
Position: Physical Education Teacher .2 FTE
Location: Hillcrest
Certification Status: Physical Education & Health Education; initial
Effective Start Date: September 2, 2014
Effective end Date: June 30, 2015
Salary: \$ \$49,073 (pro-rated- .2 FTE)
7. Name: Ann Nordon
Position: .2FTE (100 days) Reading Teacher
Location: Woodside
Certification Status: Reading; Permanent
Effective Date: September 2, 2014
Start Date: September 2, 2014
End Date: June 30, 2015
Salary: \$308 per day for 100 days
8. Name: Andrea McKinley
Position: Elementary Teacher - Kindergarten
Location: Woodside
Certification Status: Early Childhood, Childhood Education, Students w/ Disabilities (Birth – Gr. 2) & (Gr. 1-6); Professional
Tenure Area: Elementary Teacher
Effective Date: September 1, 2014
Probationary period begins: September 2, 2014
Probationary period ends: January 30, 2016
Salary: \$ 63,758 (MA, Step2)
9. Name: Hannah Lloyd
Position: Special Education – LOA replacement
Location: Woodside
Certification Status: Students w/ Disabilities (Birth – Gr. 2) & Early Childhood (Birth to Gr. 2); Initial
Effective Date: September 2, 2014
End Date: June 30, 2015
Salary: \$61,900 (MA, Step 1)
10. Name: Jay Kurtizky
Position: .2FTE Math Teacher /.8 FTE Teaching Assistant
Location: High School
Certification Status:

Effective Date: September 1, 2014
End Date: June 30, 2015
Salary: \$36,436.10

11. Name: Christen McDonnell
Position: .4 FTE Social Studies Teacher/ .6FTE Teaching Assistant
Location: High School
Certification Status: Secondary 7-12 Social Studies; Initial
Effective Date: September 2, 2014
End Date: June 30, 2015
Salary: \$43,066.70

12. Name: Karin Reininger
Position: Elementary position, Grade 4 Dual Language
Location: Hillcrest
Certification Status: PreK, Kindergarten and Grades 1-6, Bilingual Extension
Effective Date: September 2, 2014
End Date: June 30, 2017
Salary: \$61,900 (MA, Step 1)

B. The Superintendent of Schools recommends the following substitute teacher appointments for the 2014-2015 school year to the Board of Education for approval:

1. Deborah Carr Certified: Art; Permanent
Effective September 3, 2014 - June 30, 2015
2. Sean Dwyer Certified: Physical Education and Health; Initial
Effective: September 3, 2014 – June 30, 2015
3. John Cooley Certified: Biology, General Science, Physical
Education & Health; Permanent
Effective: September 3, 2014 – June 30, 2015
4. Julia Karl Certified: Mathematics (7-12); Initial
Effective: September 3, 2014 – June 30, 2015
5. Nicolas Nastasi Certified: Childhood Education, Students
w/ Disabilities; Initial
Effective: September 3, 2014 – June 30, 2015

C. The Superintendent of Schools recommends the following Regents (August 2014) support staff, to the Board of Education for approval:

- | | | |
|------------------------|---|-----------|
| 1. Susan Imhof | Living Environment- Regents preparation | \$48/hour |
| 2. Susan Imhof | Regents Grading & Proctoring | \$40/hour |
| 3. James Senning | Regents Grading & Proctoring | \$40/hour |
| 4. Romelle Smith-Moody | Regents Proctor | \$40/hour |
| 5. Jean Spooner | Regents Proctor – substitute | \$40/hour |

D. The Superintendent of Schools recommends the following 2014-2015 Extra Co-curricular; Athletic appointments for the 2014-2015 school year to the Board of Education for approval:

| | | | |
|-----|---------------------|--|----------|
| 1. | Dana Dapson | Varsity Swimming- Head Coach (Girls) | \$ 4,024 |
| 2. | Jonathan Travis | Modified Volleyball- Head Coach (Girls) | \$ 3,018 |
| 3. | Devan Murray | Varsity Football- Assistant Coach | \$ 4,778 |
| 4. | Anthony Turner | Varsity Football- Assistant Coach | \$ 4,778 |
| 5. | Vernon Merriweather | JV Football – Head Coach | \$ 4,527 |
| 6. | Ryan Callahan | JV Football – Assistant Coach | \$ 4,024 |
| 7. | Michael Hopgood | Modified Football – Head Coach | \$ 4,024 |
| 8. | Troy Miller | Modified Football – Assistant Coach | \$ 3,521 |
| 9. | Sean Dwyer | Varsity Tennis- Head Coach | \$ 3,018 |
| 10. | Scott Tabone | JV Soccer- Head Coach | \$ 3,521 |
| 11. | Joseph Tama | Modified Soccer- Head Coach | \$ 2,515 |
| 12. | James Smith | Varsity Basketball (Girls) – Assistant Coach | \$ 4,275 |

E. The Superintendent of Schools recommends the following 2014-2015 School Leadership Team (SLT) appointments for the 2014-2015 school year, grant funded, to the Board of Education for approval:

Elementary Schools – a total of 25 hours for each school

Secondary Schools – a total of 25 hours for each school

Teachers: \$40.00 per hour/up to a maximum of four hours per day.

Not to exceed five hours per person.

Teaching Assistants: \$38.00 per hour/up to a maximum of four hours per day.

Not to exceed five hours per person.

Oakside

1. Ellen Camillieri
2. Michelle Laura
3. Alexis Vasquez
4. Jessica Newby

Hillcrest

5. Christopher Salumn
6. Gloria Falcon
7. Jennifer Bruno
8. Mary O'Connor
9. Gabrielle Sandomir

II. Appointment Corrections:

A. The Superintendent of Schools recommends the following 2014-2015 appointments be rescinded, to the Board of Education for approval:

1. Anthony DiCuio BOYS JUNIOR VARSITY SOCCER HEAD COACH (FALL)
\$3,521 From 6/17/14 BOE
2. Dorothy Bertram Regents proctor

Classified

I. Appointments

A. The Superintendent of Schools recommends the following appointments to the Board of Education for approval:

1. Name: David Khuns
Position: Senior Custodial Worker
Location: Woodside
Probationary Start date: August 20, 2014
Probationary End date: August 19, 2015
Salary: \$63,487
2. Name: Mark Bunyavong
Start date: August 20, 2014
Position: Senior Custodial Worker
Location: Middle School
Probationary Start date: August 20, 2014
Probationary End date: August 19, 2015
Salary: \$59,484
3. Name: Joselito Formoso
Position: Senior Account Clerk
Location: Administration Building
Probationary Start date: August 28, 2014
Probationary End date: August 27, 2015
Salary: \$57,742
4. Name: Elizabeth DeMicco
Position: Secretary to School Administrator
Location: Administration Building
Probationary Start date: August 20, 2014
Probationary End date: August 19, 2015
Salary: \$ 47,504

B. The Superintendent of Schools recommends the following Regents (August 2014) support staff, to the Board of Education for approval:

1. Shawna Robinson Security Aide \$24.96/hour

II. Resignations

A. The Superintendent of Schools recommends the following resignations to the Board of Education for approval:

1. Kiara Robinson Teacher Aide (1:1) – Middle School Effective: July 28, 2014
2. Nicole Eades Teacher Aide (1:1) – Hillcrest Effective: August 8, 2014

III. Termination

A. The Superintendent of Schools recommends the following termination to the Board of Education for approval:

1. Rosalind Carter School Monitor – Oakside Effective: June 26, 2014

IV. Correction of previous appointment

A. The Superintendent of Schools recommends the following corrections to the Board of Education for approval:

- | | | |
|--------------------------|-------------------|---|
| 1. Maria Rivera-Martinez | Office Asst – PTA | Corrected rate - \$13.50/hour, per diem |
| 2. Scott Kurtenbach | Custodial – PTA | Effective: June 30, 2014 |

V. Student Teachers

A. The Superintendent of Schools recommends the following candidates for student teaching and internship to the Board of Education for approval:

1. Name: Danielle Posimato
Request: Student Teaching
Location: Hillcrest, G. Sandomir and D. Murtha
Effective Dates: Sept. 2014- Dec. 2014
College/University: SUNY Cortland
2. Name: Christopher Canor
Request: Student Teaching
Location: High School, M. Telesco
Effective Dates: November 2014 – December 2014
College/University: PACE
3. Name: Courtney Hyndman
Request: Student Teaching
Location: Woodside; R. Briceno (Teacher name TBD)
Effective Dates: October 2014 – December 2014
College/University: SUNY Cortland
4. Name: Mary Beirne Vela
Request: Student Teaching
Location: Hillcrest; V. Valenzuela
Effective Dates: September 3, 2014 – October 24, 2014
College/University: Mercy
5. Name: Tara Howard
Request: Student Teaching
Location: Hillcrest; V. Valenzuela
Effective Dates: October 27, 2014 – November 21, 2014
College/University: Mercy
6. Name: Rahsaan Potillo
Request: Volunteer, Varsity Football
Location: HS
Effective Dates: Fall Season – August 20, 2014- through November 8, 2014
Current District employee – Middle School

7. Name: Anna Rudo-Hutt
Request: Volunteer, Scopes
Location: Woodside
Effective Dates: July 1, 2014 – June 30, 2015

8. Name: Ana Deleon
Request: Volunteer, Scopes
Location: Woodside, Oakeside
Effective Dates: July 1, 2014 – June 30, 2015

9. Name: Maria Velez- Green
Request: Volunteer, Scopes
Location: Woodside, Oakeside
Effective Dates: July 1, 2014 – June 30, 2015

10. Name: Cathy Kunin
Request: Volunteer, Scopes
Location: Woodside
Effective Dates: July 1, 2014 – June 30, 2015

11. Name: Dr. Lisa Aaron
Request: Volunteer, Scopes
Location: Woodside, Oakeside
Effective Dates: July 1, 2014 – June 30, 2015

12. Name: Maria Bergamin
Request: Volunteer, Scopes
Location: Oakeside
Effective Dates: July 1, 2014 – June 30, 2015

C. Allison Risoli

BE IT RESOLVED, that the Board of Education herewith adopts and immediately implements the Findings of Fact and Decision dated August 8, 2014, of Hearing Officer Dennis Campagna in an Education Law Section 3020-a hearing, regarding Allison Risoli.

10. Consent Agenda - Special Services

A. Special Services/Committee on Special Education

That the Board of Education approve the Recommendation of the District's Committee on Special Education for the following two hundred twenty-four (224) students for declassification/ classification and/or placement:

Student ID# Meeting Type Determination

42499 Reevaluation Declassified

42974 Reevaluation Classified

43919 Annual Classified

44645 Annual Classified

45290 CSE Transition Classified
43992 Reevaluation Classified
43590 Annual Classified
45270 Annual Classified
44959 Annual Classified
45030 Annual Classified
44890 Annual Classified
44779 Initial Classified
45414 Annual Classified
45009 Annual Declassified
45174 CSE Transition Classified
43971 Annual Classified
44409 Reevaluation Classified
43516 Annual Classified
44474 Reevaluation Declassified
45264 Annual Classified
44951 CSE Transition Classified
44781 Annual Classified
44452 Annual Classified
44879 CSE Transition Classified
43547 Annual Classified
44120 Annual Classified
43289 Reevaluation Classified
44396 Annual Classified
43348 Annual Classified
44492 Reevaluation Classified
45267 CSE Transition Exited
43796 Annual Classified
44808 Initial Classified
43405 Annual Classified
43685 Annual Classified
42632 Reevaluation Declassified
43173 Reevaluation Declassified
44952 CSE Transition Classified
45327 CSE Transition Classified
43458 Reevaluation Classified
44820 Annual Classified
44867 Annual Classified
44916 Annual Classified
44794 Annual Classified
44188 Annual Classified
45790 Initial Classified
44826 Annual Classified
44850 Annual Classified
45110 CSE Transition Classified
44232 Annual Classified

45173 CSE Transition Classified
42361 Initial Classified
43600 Annual Classified
42698 Annual Classified
44865 CSE Transition Exited
44290 Reevaluation Classified
44714 Annual Classified
44429 Annual Classified
43972 Annual Classified
42422 Annual Classified
45034 Annual Classified
43943 Annual Classified
43367 Reevaluation Classified
43917 Annual Classified
44349 Reevaluation Classified
44926 Annual Classified
42983 Annual Declassified
45259 Annual Exited
44473 Reevaluation Classified
41929 Annual Classified
41278 Annual Classified
45105 CSE Transition Classified
44359 Transfer Classified
44201 Reevaluation Classified
44242 Annual Classified
44491 Reevaluation Declassified
43823 Reevaluation Exited
43981 Annual Classified
43323 Reevaluation Classified
43878 Annual Classified
43436 Annual Classified
44243 Annual Classified
42992 Reevaluation Classified
45835 Reevaluation Classified
45302 Annual Classified
43349 Annual Classified
43451 Annual Classified
43389 Annual Classified
44845 Annual Classified
42954 Annual Classified
44741 Reevaluation Classified
43910 Annual Classified
43580 Annual Classified
44535 Annual Classified
44049 Reevaluation Classified
44857 Annual Classified

43069 Annual Classified
44868 Annual Classified
44456 Reevaluation Classified
44321 Reevaluation Classified
43492 Annual Declassified
45286 Annual Classified
44206 Reevaluation Classified
44057 Reevaluation Classified
44042 Annual Classified
44292 Reevaluation Classified
43708 Reevaluation Classified
43599 Annual Classified
43554 Annual Annual
45884 CSE Transition Classified
44846 Annual Classified
44883 CSE Transition Classified
44394 Reevaluation Classified
43321 Annual Classified
43422 Annual Classified
45644 CSE Transition Classified
45570 CSE Transition Exited
44293 Reevaluation Classified
44281 Annual Classified
43457 Reevaluation Classified
44351 Reevaluation Classified
45635 Reevaluation Classified
42229 Reevaluation Classified
44008 Annual Classified
45440 CSE Transition Classified
45761 Reevaluation Classified
45877 CSE Transition Classified
45311 CSE Transition Classified
44430 Annual Classified
43622 Annual Classified
44884 Annual Classified
45426 Annual Classified
43667 Annual Classified
44011 Annual Classified
45328 Annual Classified
43785 Annual Classified
42137 Annual Classified
45417 Reevaluation Classified
44013 Annual Classified
44648 Annual Classified
45848 Transfer Classified
43921 Reevaluation Classified

43963 Annual Classified
43276 Reevaluation Declassified
44015 Annual Classified
44285 Annual Classified
43005 Reevaluation Declassified
43182 Reevaluation Classified
44756 Annual Classified
43183 Reevaluation Classified
44115 Annual Classified
43885 Reevaluation Classified
45009 Reevaluation Classified
45377 CSE Transition Classified
16998 Transfer Classified
44955 Annual Classified
43172 Annual Declassified
44454 Reevaluation Classified
44287 Annual Classified
44968 CSE Transition Ineligible
44440 Reevaluation Classified
44878 Reevaluation Ineligible
44047 Annual Classified
43957 Annual Classified
43655 Annual Classified
44769 Annual Classified
44319 Reevaluation Classified
43514 Annual Classified
42472 Reevaluation Classified
42471 Annual Classified
40907 Reevaluation Classified
44392 Reevaluation Classified
44282 Annual Classified
44858 CSE Transition Ineligible
44312 Reevaluation Classified
44909 CSE Transition Ineligible
44225 Annual Classified
45988 Annual Classified
44024 Annual Classified
44400 Reevaluation Declassified
45246 Annual Classified
45375 Annual Classified
43815 Reevaluation Declassified
44644 Annual Classified
44497 Annual Classified
44025 Reevaluation Classified
43809 Reevaluation Classified
44027 Reevaluation Declassified

44325 Initial Ineligible
44294 Initial Ineligible
19695 Annual Exited
46103 Annual Classified
23713 Annual Exited
40291 Annual Exited
40408 Annual Exited
42951 Annual Exited
41119 Annual Exited
11395 Annual Exited
24083 Annual Classified
44327 Annual Exited
4218 Annual Exited
23333 Annual Exited
23424 Classified Classified
23374 Annual Exited
23465 Annual Exited
29397 Annual Exited
16055 Annual Exited
44674 Initial Ineligible
1628 Annual Exited
18812 Annual Exited
8821 Annual Exited
4242 Annual Exited
44367 Annual Exited
20826 Annual Exited
13773 Annual Exited
41469 Initial Classified
45935 Initial Classified
17608 Annual Exited
23341 Annual Exited
21204 Annual Exited
20974 Annual Exited
44806 Annual Exited
46072 Annual Classified
42542 Transfer Classified

11. Consent Agenda - Business/Finance

A. Internal Claims Auditor's Report for the Month of July 2014

That the Board of Education approves the Internal Claims Auditor's Report for the month of July 2014.

B. Grant - Entergy

That upon the recommendation of the Superintendent, the Board of Education of the Peekskill City School District gratefully accepts a grant of \$25,000 from the Entergy Corporation for the Science Education in the 21st Century.

C. AWARD OF BID: GENERAL, ART & VARIOUS SUPPLIES

WHEREAS the Peekskill City School District has participated in a cooperative bidding with other school districts with Clarkstown Central School District acting as Lead Agent for the purchase of various supplies.

NOW, THEREFORE, BE IT RESOLVED that the Board of Education approve the recommendation of the Interim-Superintendent of Schools and the Assistant Superintendent for Business that the bids for the general/art, A/V, library, athletics, special needs, teaching aids, fine art, office, science, health, physical education and copy duplicator paper supplies be awarded to the lowest responsive bidders (vendors and amounts in attachment).

D. RESOLUTION RE CERTIORARI SETTLEMENT -

Mtr. of Ft Hill Peekskill, LLC v. City of Petits/cut et al.

(Sup. Ct. West. Co. Index Nos. 16400/06, et seq.) -

AUTHORIZATION TO APPROVE SETTLEMENT OF 2006-2014 TAX CERTIORARI PROCEEDINGS

WHEREAS, a series of tax certiorari proceedings, entitled Mtr. of Ft. Hill Peekskill, LLC v. City of Peekskill, et al (Sup. Ct. West. Co. Index Nos. 16400/06, et seq.), are pending before the Supreme Court, Appellate Division, Second Department and Supreme Court, Westchester County, Tax Certiorari Part; and

WHEREAS, these proceedings challenge the assessment of tax parcels owned by Ft. Hill Peekskill, LLC situated within the Peekskill City School District, which are designated as Section 32.8, Block 1, Lot 3; Section 22.20, Block 2, Lot 1 and Section 22.20, Block 2, Lot 4 on the Official Assessment Map of the City of Peekskill; and WHEREAS, by virtue of these proceedings, the assessments established by the City of Peekskill with respect to these three parcels is contested in the years 2006 through 2013; and

WHEREAS, the Peekskill City School District, by the law firm of Keane & Beane, P.C., has appeared in this litigation; and

WHEREAS, on August 6, 2012, the Supreme Court, Westchester County, Tax Certiorari Part, entered a Decision and Order granting summary judgment in favor of Ft. Hill Peekskill, LLC in its 2006 tax certiorari proceeding and directed the reduction of the assessment fixed by the City of Peekskill in 2006 for the tax parcel designated as Section 32.8, Block 1, Lot 3 from \$266,000 to \$68,250; and

WHEREAS, the City of Peekskill and Peekskill City School District appealed the August 6, 2012 Decision and Order to Supreme Court, Appellate Division, Second Department; and

WHEREAS, a proposed settlement has been reached by and between Ft. Hill Peekskill, LLC, the City of Peekskill and the School District providing for a disposition of this appeal and all pending proceedings; and

WHEREAS, the Board of Education has obtained the advice and assistance of its counsel, Keane & Beane, P.C., with respect to the settlement terms and duly considered same; and

WHEREAS, under the settlement, the School District and the City of Peekskill have withdrawn the aforementioned appeal, thereby requiring the payment of a school tax refund to Ft. Hill Peekskill, LLC, without interest, in the amount of One Hundred Five Thousand Eighty-Nine and 04/100 (\$105,089.04) Dollars, thereby disposing of the 2006 proceeding; and

WHEREAS, under the settlement, the 2007 through 2013 proceedings will be resolved by way of assessment reductions giving rise to school tax refunds in the amount of Seven Hundred Thirty-Five Thousand Five Hundred Ninety-One and 82/100 (\$735,591.82) Dollars; and

WHEREAS, under the settlement, the dispute concerning the 2014 assessment will be resolved by way of a reduction of the aggregate assessment of the three tax parcels from \$407,000 to \$119,100, which shall be the subject of the 2015-16 school tax levy;

NOW, THEREFORE, BE IT RESOLVED that the Board of Education accepts the settlement of these proceedings, so that the following adjustments are made to the cumulative assessment of the tax parcels owned by Ft. Hill Peekskill, LLC involved in these proceedings:

| Year | Cumulative Assessment | Revised Cumulative Assessment | Reduction |
|-------------|----------------------------------|--|------------------|
| 2006 | \$266,000 | \$68,250 | \$197,750 |
| 2007 | \$407,000 | \$256,680 | \$150,320 |
| 2008 | \$407,000 | \$270,000 | \$137,000 |
| 2009 | \$407,000 | \$255,000 | \$152,000 |
| 2010 | \$407,000 | \$248,500 | \$158,500 |
| 2011 | \$407,000 | \$249,240 | \$157,760 |
| 2012 | \$407,000 | \$250,250 | \$156,750 |
| 2013 | \$407,000 | \$128,400 | \$278,600 |
| 2014 | \$407,000 | \$119,100 | \$287,900 |

BE IT FURTHER RESOLVED, that the attorneys for the Peekskill City School District, Keane & Beane, P.C., together with the District Administration, are hereby authorized to undertake such actions as are necessary to confirm and effectuate this settlement, including the execution of a Consent Judgment and payment of the refunds required under the above-referenced terms of settlement.

E. Contract - Aquatic Instructor

That the Board of Education approves the contract with Steven MacKay to provide aquatic instruction services to the school district. This contract will be in effect for the period of August 20, 2014 through June 30, 2015, at the rate of \$35 per hour for a maximum of 30 hours per week.

12. Approving Consent Agenda

A. Approving Consent Agenda

BE IT RESOLVED that the Board of Education approves Consent Agenda items 9.A. - 11.E.

Motion: Lisa Aspinall-Kellawon

Second: Colin Smith

Yes: Lisa Aspinall-Kellawon
Jillian Clausen

No: _____

Abstained: _____

Doug Glickert
Colin Smith

Vice President Smith thanked Entergy for the donation of \$25,000 for the PCSD. He also commented it was a good effort made by all to bring the Fort Hill Tax Certiorari to fruition.

Dr. Licopoli welcomed Andrea McKinley to the District as a new kindergarten teacher.

13. Public Comment on Agenda Items Only

A. Guidelines to Speak to the Board of Education

Arne Paglia of 28 N. Division Street feels there is not a lot of public participation at the Board meetings and why would the Board limit the topics. Mr. Paglia had several questions regarding the District's legal fees and how well was the Board informed of these fees that have been spent. Vice President Smith suggested Mr. Paglia meet with the proper personnel to help him receive the answers he is seeking.

Mr. Paglia also thought the annual budget for sports of \$500,000 was exceptionally low. Sports help students develop friendships with its diverse population.

You may go to the Districts website for the current listing of all the activities in the District.

14. Committee Reports/Board Reflections

15. Executive Session (if necessary) - Time: ____

A. Executive Session

B. Adjourn Executive Session

16. Adjournment in Memory of Mr. Lenroy Stevens

A. Adjournment

Motion to adjourn in memory of Mr. Lenroy Stevens

President Glickert asked for a moment of silence then read the following resolution:

WHEREAS, Mr. Lenroy Stevens served the district as a School Guidance Counselor for a career spanning eighteen months, from 2013 until his passing in 2014, and WHEREAS, Mr. Stevens attended to the city, the school district, and his staff, students and his family with distinction, and

WHEREAS, The City School District has been privileged by having had this association with a person of such competence, tact and ability,

BE IT RESOLVED, THEREFORE, that the Board of Education notes with sorrow the death of Mr. Stevens, and

BE IT FURTHER RESOLVED, that we express condolences to the family and that this resolution be spread in full upon the minutes and a copy thereof be forwarded to the bereaved family.

Regular Meeting
Board of Education
August 19, 2014

Motion: Lisa Aspinall-Kellawon

Second: Colin Smith

Yes: Lisa Aspinall-Kellawon
Jillian Clausen
Doug Glickert
Colin Smith

No: _____

Abstained: _____

Meeting adjourned at 7:44p.m.

Debra McLeod
District Clerk