

**NEWARK VALLEY CENTRAL SCHOOL DISTRICT  
BOARD OF EDUCATION MEETING MINUTES  
March 24, 2014**

**ATTENDANCE**

The Newark Valley Central School District Board of Education met at 7:00 p.m. in the Richard H. Kerr Board Room. The following Board Members were in attendance: Randal Kerr, James Phillips, Susan Watson, Ralph Parmelee and Robert Bennett. Board Members Anthony Tavelli and Thomas Darpino were absent. The Pledge of Allegiance was led by James Phillips. The following school personnel were present: Ryan Dougherty, Ji Katchuk, Michelle Bombard, Angie Gemignani, Robert Rodgers, Beverly Meagher, Phyllis Kaufman, JoAnn Byrne, Michael Harris, Patti Engbith and Tina Engelhard. There were 20 guests.

Thomas Darpino arrived at 7:02 p.m.

**Presentation:** Nathan T. Hall students James Wales (grade 1), Raechelle Mathewson (grade 2), Leia Vansteenburgh (grade 2), Hailey and Ashley Moncalieri (grade 3) and Dellione King (grade 3) presented their projects from the Festival of Leadership and Learning to the Board. Members went from station to station to view projects and ask questions.

Bev Meagher presented the Middle School's Khan Academy and Club which is currently being used on a trial basis in a few math interventions during the school day (aligns with Common Core) and has grown into an after-school club with 60 student members. Mrs. Meagher asked the Board to consider a Summer Math Academy be established where students (and parents) can attend a lab session held one day a week at the MS. Mrs. Meagher would be available on that day. Discussion followed.

Mrs. Katchuk provided a detailed review of the Administrative, Capital and Program Components for the first draft of the 2014-2015 Budget. Discussions followed on changes, 5-year trend, etc.

**Privilege of the Floor:** None

Motion by T. Darpino, and seconded by J. Phillips, for approval of the Regular Meeting Minutes and Executive Meeting Minutes of March 10, 2014.

**MINUTES**

**Superintendent's Report:** Mr. Rodgers, Elementary School Principal, summarized high lights at Nathan T. Hall. Discussions followed on the day's agenda at the recent Superintendent Conference Day, upcoming State exams and building math fluency. Superintendent Dougherty provided a second reading on Policy #8112-Alternative Programming/Delivery. The March Conference Day was discussed: Budget was discussed in general terms at the breakfast meeting; the plan at NTH is have one hour math classes and 2 hour ELA classes due to the rollout of new standards; the HS utilized time to prepare post-tests. Additionally, Mr. Dougherty provided project updates. **Snapshots of Success:** Mr. Rodgers spoke of the afterschool dance program and recent performance of 80 students.

**Financial Reports:**

Motion by S. Watson, and seconded by R. Bennett, for the approval of resolutions 3-14-G5, 3-14-G6 and 3-14-G7

**3-14-G5**

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby accepts the Treasurer's Report for February 2014 with balances as follows:

**ACCEPT TREASURER'S  
REPORT**

General Fund	\$ 2,769,469.74
Repair Reserve Fund	\$ 119,528.22
Unemployment Reserve Fund	\$ 223,834.37
Property Loss Reserve Fund	\$ 44,744.74
Retirement Reserve Fund	\$ 1,140,845.85
Employee Benefit Reserve Fund	\$ 252,691.14
Vehicle Reserve Fund	\$ 378,980.50
Capital Reserve Fund	\$ 2,268,039.77
School Lunch Fund	\$ 53,050.40
Special Aid Fund	\$ 20,910.66
Capital Fund	\$ 374,221.02
Debt Service Fund	\$ 1,663,447.57

**APPROVE BUDGET  
STATUS REPORTS**

**3-14-G6**

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the Comprehensive Budget Status Reports for: General Fund, Repair Reserve Fund, Unemployment Reserve Fund, Property Loss Reserve Fund, Retirement Reserve Fund, Employee Benefit Reserve Fund, Vehicle Reserve Fund, Capital Reserve Fund, School Lunch Fund, Special Aid Fund, Capital Fund and Debt Service Fund dated February 2014.

**APPR EXTRA CLASS-  
ROOM ACTIVITY  
REPORT**

**3-14-G7**

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the Extra Classroom Activity Fund Report for the month of February 2014.

Vote: 6 Yes                      0 No                      1 Absent                      Motion carried

**New Business:**

Motion by T. Darpino, and seconded by S. Watson, for the approval of resolution 3-14-G8, 3-14-G9, 3-14-G10, 3-14-G11, 3-14-G12 and 3-14-G13

**AUTHORIZE  
CONTRACT AWARDS  
BASED ON BEST VALUE**

**3-14-G8**

**RESOLUTION AUTHORIZING CONTRACTS TO BE AWARDED TO  
BIDDERS BASED ON BEST VALUE**

**WHEREAS**, section 103, Subdivision 1 of the New York General Municipal Law, as amended by Chapter 608 of the Laws of 2011 and Chapter 2 of the Laws of 2012, permits schools to award certain contracts which are subject to competitive bidding to either the lowest responsible bidder or to a bidder based on "best value";

**WHEREAS**, in order to make such awards based on best value, the Board must adopt a resolution authorizing the same at a public meeting;

**WHEREAS**, the proposed action is a Type II action within the meaning of 6 NYCRR617.5 and is therefore not subject to review under SEQRA and the regulations thereunder;

**WHEREAS**, the School Board, after discussing and debating the matter at a public meeting on March 24, 2014, has determined that it is in the best interest of the District to adopt the resolution authorizing "best value" awards; and therefore

**IT IS RESOLVED THAT**, the District may make "best value" awards pursuant to the following:

**Section 1. General Provisions**

Section 1.1 Purpose

This Resolution provides for the School Board to exercise its local option from § 103, Subdivision 1 of the New York General Municipal Law, as amended by Chapter 608 of the Laws of 2011 and Chapter 2 of the Laws of 2012. This amendment authorizes the District to award purchase contracts and contracts for services subject to competitive bidding under General Municipal Law § 103 on the basis of either lowest responsible bidder or "best value" as defined in § 163 of the New York State Finance Law. The "best value" option may be used if it is more cost efficient over time to award the good or service to other than the lowest responsible bidder if factors such as lower cost of maintenance, durability, higher quality and longer product life can be documented.

Section 1.2 Basis for Award

Goods and services procured and awarded on the basis of best value are those that the School Board determines will be of the highest quality while being the most cost efficient. The determination of quality and cost efficiency shall be based on objectively quantified and clearly described and documented criteria, which may include, but shall not be limited to, any or all of the following: cost of maintenance; proximity to the end user if distance or response time is a significant term; durability; availability of replacement parts or maintenance contractors; longer product life; product performance criteria; and quality of craftsmanship.

Section 1.3 Applicable Contracts

These sections apply to District purchase contracts involving an expenditure of more than \$20,000 and District contracts for services involving an expenditure of more than \$35,000, but excludes purchase contracts necessary for the completion of a public works contract pursuant to Article 8 of the State Labor Law as well as

excluding any other contracts in accordance with current or future state law. If the dollar thresholds of General Municipal Law § 103 are increased or decreased in the future by the State Legislature, the dollar thresholds set forth herein shall be deemed simultaneously amended to match the new General Municipal Law thresholds.

**AUTHORIZE  
CONTRACT AWARDS  
BASED ON BEST VALUE  
(CONTINUED)**

**Section 1.4 Award based on low bid or best value; Documentation**

A quote or proposal for a purchase or contract covered by this Resolution received pursuant to standard bidding procedures may be awarded on either a best value or lowest responsible bidder standard. All information gathered in the course of the bidding procedures of this section shall be filed with the documentation supporting the subsequent purchase or public works contract. When a contract is awarded on the basis of best value rather than a lowest responsible bidder, the basis for determining best value shall be thoroughly and accurately documented.

**Section 1.5 Procurement Policy**

Any inconsistent provision of the District's procurement policy, as adopted by resolution of the School Board, or as amended thereafter, shall be deemed superseded by the provisions of this Resolution.

Section 2.

If any part or provision of this Resolution or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Resolution or the application thereof to other persons or circumstances, and the School Board of the District hereby declares that it would have passed this Resolution or the remainder thereof had such invalid application or invalid provision been apparent.

Section 3.

All resolutions, ordinances, local laws, policies and parts thereof inconsistent with this Resolution are hereby repealed.

Section 4.

This Resolution shall take effect immediately.

**3-14-G9**

**AMENDMENTS TO THE NEW YORK STATE GENERAL MUNICIPAL LAW;**

**AUTHORIZE AMEND-  
MENTS TO NYS  
GENERAL MUNICIPAL  
LAW (§103 AND §104)**

WHEREAS, an act to amend subdivision 16 of §103 to the General Municipal Law, relative to the purchase of apparatus, materials, equipment and supplies and associated services for such items through the use of contracts let by other government entities ("piggybacking"); and furthermore, an act to amend subdivision 2 of §104 to the General Municipal Law, authorizing the use certain federal programs was so delivered to the Office of the Governor of New York State on November 1, 2013; and

WHEREAS, the purpose of said amendments is to afford political subdivisions mandate relief, by allowing the use of such contracts directly let by the United States of America or any agency thereof, any state or any other political subdivision or district therein, provided the contract has been let to the lowest responsible bidder or on the basis of Best Value in a manner consistent with §103; and to authorize political subdivisions to make purchases through additional federal contracts ("Schedule 84") as exceptions to §103; and

WHEREAS, said amendments to subdivision 16 of §103 and subdivision 2 of §104 were signed into law as Chapter 497 of Bill Number S3766A-2013 by the Honorable Governor Andrew M. Cuomo on November 13, 2013; and

THEREFORE, BE IT RESOLVED the Newark Valley Central School District, Tioga County, New York State is hereby authorized to begin piggybacking onto appropriate contracts as permitted by and in accordance with the aforesaid amended §103 and §104 of the New York State General Municipal Law; and

BE IT FURTHER RESOLVED that any such aforementioned purchases shall otherwise be consistent with and in compliance with all Newark Valley Central School District Purchasing policies and procedures approved by the Newark Valley Central School District Board of Education.

**3-14-G10**

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby accepts the Second Reading of Policy 8112 – Alternative Programming/Delivery, and adopts as presented.

**ACCEPT 2ND READING  
& ADOPT POLICY #8112-  
ALTERNATIVE PRGM/  
DELIVERY**

APPR NOR-TI YORKERS  
HISTORY CLUB FIELD  
TRIP

3-14-G11

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the Nor-Ti Yorkers History Club Field Trip to attend the State History Convention at Moriah High School, Port Henry, New York on May 16, 2014 to May 17, 2014.

APPR K-12 NON-  
RESIDENT STUDENT  
TUITION

3-14-G12

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the 2013/2014 K-12 non-resident student tuition rate of \$5,443.00.

ADOPT NOTICE OF  
ANNUAL MEETING

3-14-G13

**NOTICE OF BUDGET HEARING AND VOTE  
NEWARK VALLEY CENTRAL SCHOOL DISTRICT**

**Budget Hearing**

A budget hearing for the inhabitants of the Newark Valley Central School District qualified to vote at School District meetings will be held at the Administration Building, 79 Whig Street, Newark Valley, New York, commencing at 7:00 p.m. on May 12, 2014 where there shall be presented the proposed School District budget for the following school year.

**Date of Vote**

The vote upon the appropriation of the necessary funds to meet the estimated expenditures or for any propositions involving the expenditure of money or the authorizing of levy of taxes, as well as the election of members of the Board of Education shall be held on Tuesday, May 20, 2014 at the Richard H. Kerr Board Room of the Administration Building, 79 Whig Street, Newark Valley, New York between the hours of 1:00 p.m. and 9:00 p.m.

**Statement of Money Required for Next School Year**

A copy of the statement of the amount of money which would be required for the next school year for school purposes shall be completed seven days before the budget hearing and may be obtained by any resident of the District at each schoolhouse during the period of 14 days immediately before the annual meeting and election, between the hours of 9:00 a.m. and 4:00 p.m., except Saturday, Sunday or holiday.

**Vote for Board Members**

Petitions nominating candidates for the office of member of the Board of Education must be filed with the Clerk of the District between the hours of 8:00 a.m. and 4:00 p.m. not later than April 21, 2014. The following vacancies are to be filled:

A three-year term ending June 30, 2017, currently held by Randal H. Kerr  
A three-year term ending June 30, 2017, currently held by Susan Watson

Each petition must be addressed to the Clerk of the District, be signed by at least 25 qualified voters of the District, shall state the residence of each signer, the name and address of the candidate, and shall describe the specific vacancy on the Board of Education for which the candidate is nominated, which description shall include at least the length of term of office, and the name of the last incumbent. No person shall be nominated for more than one specific office.

The following proposition(s) shall be voted upon at the same time as the vote upon the appropriation of monies and for Board members:

**Proposition #1  
Vehicle Purchase**

The Board of Education of the Newark Valley Central School District is hereby authorized to acquire school buses and a passenger vehicle for the School District for its 2014-2015 Fiscal Year, including any preliminary and incidental costs related thereto; and

The total estimated maximum cost of such purpose, including other related expenses is Three Hundred Sixty Thousand Dollars (\$360,000). The Board of Education is authorized to expend for such purpose an amount not exceeding such total estimated maximum cost; and

A tax in the amount of \$360,000, being the total of the cost authorized to be expended for such purpose, shall be levied upon all the taxable property in the School District in order to raise the monies required for such purpose and such tax shall be levied in annual installments which shall be of such amounts and levied in such years as may be determined by the Board of Education; and

**ADOPT NOTICE OF ANNUAL MEETING (CONTINUED)**

The Board of Education is hereby authorized to issue serial bonds of the School District, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, in the aggregate principal amount of up to \$360,000 in anticipation of the collection of said tax and a tax shall be levied to pay the interest on said serial bonds and said bond anticipation notes as the same shall become due.

**Proposition #2**

The Board of Education of the Newark Valley Central School District is hereby authorized to expend up to \$40,000 from moneys in a capital reserve fund established by the School District on May 12, 1993, as amended on May 21, 2002, for the purchase of School District vehicles, including school buses and any other preliminary and incidental costs related thereto in and for the School District.

**Proposition #3  
Facilities Improvement**

Shall the Board of Education of the Newark Valley Central School District be authorized to expend from the reserve fund approved by the voters of the school district on May 11, 1994 under the provisions of Education Law 3651 and as amended by the voters of the district on May 15, 2007, an amount not to exceed \$100,000 for the following purposes at Newark Valley Central School District Bus Garage: Removal and closure of the existing underground fuel storage tank and providing new fuel tank including all appurtenances, and other allied expenses including architectural and engineering fees, and legal fees?

**Absentee Ballots**

Applications for absentee ballots may be applied for at the Office of the District Clerk. Such applications must be received by the District Clerk at least seven days before the vote if the ballot is to be mailed to the absentee voter, or the day before the vote if the ballot is to be delivered personally to the absentee voter. Absentee ballots must be received in the Office of the District Clerk of the District not later than 5:00 p.m. on the day of the vote.

A list of all persons to whom absentee ballots have been issued shall be available for public inspection in the Office of the District Clerk during regular office hours which are between the hours of 8:00 a.m. and 4:00 p.m. Any qualified voter may, upon examination of such list, file a written challenge of qualifications of any person whose name appears on such list, stating the reasons for the challenge. Such written challenge shall be transmitted by the Clerk, or designee, to the inspectors of election on election day.

By order of the Board of Education of the  
Newark Valley Central School District  
Tina A. Engelhard, District Clerk

Vote: 6 Yes                      0 No                      1 Absent                      Motion carried

**Personnel:**

Motion by R. Bennett, and seconded by J. Phillips, for the approval of resolutions 3-14-C4, 3-14-C5, 3-14-C6 and 3-14-C7

**3-14-C4**

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the appointment of Thomas Fabrizio, Teacher-Driver's Education, effective July 7, 2014 through August 19, 2014.

**APPR APPT-TEACHER-DRIVER'S EDUCATION**

**3-14-C5**

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the paid and 11 day unpaid leave of Lindsey Tomazin, Grade 4 Special Education Teacher, effective April 28, 2014 through June 26, 2014.

**APPR PD & UNPD LV- GRADE 4 TEACHER**

APPR APPT-SUB  
TEACHER

3-14-C6

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the appointment of Matthew Fabrizio, Substitute Teacher, effective March 25, 2014. (certified)

APPR APPT-SUB  
TEACHER

3-14-C7

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the appointment of Trisha Thomas, Substitute Teacher, effective March 25, 2014. (uncertified)

Vote: 6 Yes 0 No 1 Absent Motion carried

Personnel:

Motion by S. Watson, and seconded by R. Bennett, for the approval of 3-14-NC1

APPR PROB APPT-  
GROUNDSKEEPER

3-14-NC1

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the probationary appointment of Dennis Wright, Groundskeeper, effective March 14, 2014 through March 13, 2015.

Vote: 6 Yes 0 No 1 Absent Motion carried

Privilege of the Floor: None

Board Matters:

BT BOCES ANNUAL  
MTG-4/9/14  
AUDIT COMM MTG-  
4/14/14  
NEXT BOE MTG-4/14/14  
  
BOE MTG-THURSDAY,  
4/24/14

- BT BOCES' Annual Meeting, April 9, 2014 at 5:00 p.m., BT BOCES Education Center Student Cafeteria
- Audit Committee Meeting, Monday, April 14, 2014 at 6:30 p.m., Richard H. Kerr Board Room
- Board of Education Meeting, Monday, April 14, 2014 at 7:00 p.m., Richard H. Kerr Board Room
- Board of Education Meeting, Thursday, April 24, 2014 at 7:00 p.m., Richard H. Kerr Board Room

Motion by J. Phillips, seconded by S. Watson, for the Board to go into Executive Session at 8:56 p.m. for the purpose of discussing CSE, legal matters and particular personnel.


Vote: 6 Yes 0 No 1 Absent Motion carried

Motion by J. Phillips, seconded by S. Watson, for the Board to return to Regular Session at 9:44 p.m. Khan Academy was discussed.

Meeting adjourned at 9:51 p.m.

Vote: 6 Yes 0 No 1 Absent Motion carried

March 24, 2014

  
Tina A. Engelhard, District Clerk