

MINUTES OF REGULAR MEETING  
OF THE BOARD OF EDUCATION  
NEWARK VALLEY CENTRAL SCHOOL DISTRICT  
May 23, 2016

The Newark Valley Central School District Board of Education met in regular session at 6:30 p.m. James Phillips led the Pledge of Allegiance. The following Board Members were in attendance: Randal H. Kerr, James Phillips, Robert Bennett, Thomas Darpino, Anthony D. Tavelli and Susan Watson. Board Member Ralph Parmelee was absent. The following school personnel were in attendance: Ryan Dougherty, Ji Katchuk, Michelle Bombard, Greg Schweiger, Robin Novi, Bev Meagher, Renee Callahan and Tina Engelhard. There were 13 guests.

ATTENDANCE

Presentation: None.

Privilege of the Floor: None.

Motion by R. Bennett, and seconded by S. Watson, for approval of the Public Hearing of May 9, 2016, the Regular Meeting of May 9, 2016 and the Executive Session of May 9, 2016 and the Vote Process of May 17, 2016.

MINUTES

Superintendent's Report: Superintendent Dougherty provided the following: NYSIR recently presented a proposal to the District. Discussion followed on coverage, current gaps, appraisals not recognized in the current contract, etc. The Board authorized the District to move forward on changing its carrier beginning July 1, 2016 and requested NYSIR provide a presentation at an upcoming Board Meeting. **Capital Project Update:** Phase I staging is ramping up (work to be done on roofing, tennis courts, basketball courts). Keystone is working on the interagency red-tape between NYS DEC & SED regarding Alexander Pond. Additionally, Mr. Dougherty stated there is progress on the land purchase. **Snapshots of Success:** Mr. Dougherty thanked Robin Novi for her work on the Sharon Mullins 5K. Ms. Novi gave a "shout out" to Josh Balzey for contributions raised for this event.

Instruction: Michelle Bombard, HS Principal, and Greg Schweiger, HS Science Teacher, provided an update on the High School Agriculture Program. The presentation centered on the curriculum, student participation surveys, program fully functioning in 3-5 years, the 3 components, Future Farmers of America, the pilot program will have a combination of 12 juniors/seniors, feeder programs and linkages to certifications and 2-4 year colleges. Michelle and Greg thanked the community members for all of their input and assistance. Discussion followed.

Financial Reports:

Motion by T. Darpino, and seconded by A. Tavelli, for approval of resolutions 5-16-G3, 5-16-G4 and 5-16-G5

**5-16-G3**

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby accepts the Treasurer's Report for April 2016 with balances as follows:

ACCEPT TREASURER'S REPORT

General Fund	\$ 3,374,738.59
Repair Reserve Fund	\$ 119,584.20
Unemployment Reserve Fund	\$ 212,561.26
Property Loss Reserve Fund	\$ 44,765.66
Retirement Reserve Fund	\$ 867,467.92
Employee Benefit Reserve Fund	\$ 208,768.71
Vehicle Reserve Fund	\$ 246,624.37
Capital Reserve Fund	\$ 687,914.09
School Lunch Fund	\$ 58,912.07
Special Aid Fund	\$ 38,562.62
Capital Fund	\$ 1,012,205.63
Debt Service Fund	\$ 3,389,805.55

**5-16-G4**

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 April 2016.

APPROVE BUDGET STATUS REPORTS

**5-16-G5**

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 April 2016.

APPR EXTRA CLASS-ROOM ACTIVITY

Vote: 6 Yes      0 No      1 Absent      Motion carried.

New Business:

Motion by S. Watson, and seconded by R. Bennett, for approval of resolutions 5-16-G6, 5-16-G7, 5-16-G8 and 5-16-G9

APPR SENIOR CLASS  
TRIP - DARIEN LAKE,  
NY

5-16-G6

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the Senior Class Field Trip to Darien Lake, New York, June 10, 2016.

ACCEPT BID - MEAT &  
CHEESE PRODUCTS

5-16-G7

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby accepts the bid for Meat and Cheese for 5/1/2016-8/31/2016 from Renzi Brothers, Lupo's, US Foodservice, and Ginsberg.

APPR PARTICIPATION  
IN CO-OP BIDDING -  
GROCERY, PAPER,  
MEAT/CHEESE/DAIRY,  
NOI, MILK, BREAD,  
SMART SNACK, FEE  
FOR SRVC &  
GEOGRAPHICAL  
FRUIT/VEG PRODUCTS

5-16-G8

Upon the Recommendation of the Superintendent, and on motion of R. Bennett, seconded by J. Phillips, it is RESOLVED that the Board of Education of Newark Valley CSD to participate in Co-operative Bidding for the following bids with other school districts in New York State:

Grocery – one school year (2016-2017);

Paper Products – twice per school year – (8/2016-12/2016) & (1/2017-8/2017);

Meat/Cheese/Dairy – every two months, 5 times per school year:

June 2016 for August through October 2016

October 2016 for November through December 2016

December 2016 for January through February 2017

February 2017 for March through April 2017

April 2017 for May through August 2017

Processing of U.S.D.A. Commodities (Net Off Invoice) – one school year (2016-2017);  
Milk & Milk Products/Ice Cream & Other Frozen Desserts – one school year (2016-2017);

Bread & Bread Products – one school year (2016-2017);

Smart Snack Bid – one school year (2016-2017)

Fee For Service – one school year (2016-2017)

Geographical Fruit/Vegetable – one school year (2016-2017)

BE IT FURTHER RESOLVED, that Mark Bordeau, Director of Food Services, Broome Tioga BOCES, or Designee be designated to receive and open said bids and

BE IT FURTHER RESOLVED, that the Board of Education of Newark Valley CSD reserves the right to accept or reject any or all bids.

AUTHORIZE ISSUANCE  
OF SERIAL BOND-  
CAPITAL PROJECT

5-16-G9

BOND RESOLUTION, DATED MAY 23, 2016 AUTHORIZING THE ISSUANCE OF UP TO \$14,017,195 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE NEWARK VALLEY CENTRAL SCHOOL DISTRICT, NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF THE CONSTRUCTION, RECONSTRUCTION AND EQUIPPING OF THE ELEMENTARY AND MIDDLE SCHOOL BUILDING, THE HIGH SCHOOL BUILDING AND THE SCHOOL BUS GARAGE.

WHEREAS, qualified voters of the Newark Valley Central School District (the "School District") adopted one proposition at a special district meeting of the School District, held on May 19, 2015, to authorize the financing in the total amount of \$14,017,195 for the construction, reconstruction and equipping of improvements to the elementary and middle school building, the high school building and the school bus garage, including repairs to the Alexander Park Dam, upgrades to the School District wide telephone system and parking lot lighting upgrades, including site development and including the costs of any equipment, apparatus, machinery, land, rights in land, the fees of architects, engineers and attorneys and any other preliminary or incidental costs related thereto.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the School District, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the School District in the aggregate principal amount of up to \$14,017,195, pursuant to the Local Finance Law, in order to finance the cost of the specific objects or purposes hereinafter described.

Section 2. The specific objects or purposes to be financed by the issuance of such serial bonds are for construction, reconstruction and equipping of improvements to the elementary and middle school building, the high school building and the school bus garage, including repairs to the Alexander Park Dam, upgrades to the School District wide telephone system and parking lot lighting upgrades, including site development and including the costs of any equipment, apparatus, machinery, land, rights in land, the fees of architects, engineers and attorneys and any other preliminary or incidental costs related thereto (the "Project").

**AUTHORIZE ISSUANCE  
OF SERIAL BOND-  
CAPITAL PROJECT  
(CONTINUED)**

Section 3. The Board of Education of the School District has ascertained and hereby states that (a) the estimated maximum cost of the Project is not to exceed \$15,517,195; (b) the maximum cost to be financed from borrowing is \$14,017,195, (c) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (d) the Board of Education of the School District plans to finance the costs of the Project from (i) the proceeds of obligations authorized herein, except to the extent of New York State aid received by the School District, which shall reduce the principal amount of such obligations *pro tanto* and (ii) 1,500,000 from a voter approved capital reserve fund established by the School District on May 11, 1994, and (e) the maturity of the obligations authorized in Section 2 hereof will be in excess of five (5) years to the extent permitted pursuant to Section 11.00 of the Local Finance Law.

Section 4. It is hereby determined that the items referred to in Section 2 hereof are specific objects or purposes described in subdivision 97 of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of such items is thirty (30) years. The serial bonds in the principal amount of \$14,017,195 set forth in Section 2 hereof shall have a maximum maturity of thirty (30) years computed from the earlier of (a) the date of such serial bonds, or (b) the date of the first bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 5. Subject to the terms and conditions of this Resolution and the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00, 56.00 and 60.00, inclusive, of the Local Finance Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this Resolution and the renewal of such bond anticipation notes and the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes authorized by this Resolution, and the power to issue, sell and deliver such serial bonds and bond anticipation notes are hereby delegated to the School District Clerk, as the chief fiscal officer of the School District. The President of the Board of Education is hereby authorized to execute on behalf of the School District all serial bonds issued pursuant to this Resolution and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the School District Clerk is hereby authorized to affix the seal of the School District to all such serial bonds and all such bond anticipation notes and to attest such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be authenticated by the facsimile signature of the President of the Board of Education.

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

Section 7. When this Resolution takes effect, the School District Clerk shall cause the same to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the Press & Sun-Bulletin and The Tioga County Courier, newspapers having a general circulation in the School District. The validity of the serial bonds authorized by this Resolution and of bond anticipation notes issued in anticipation of the sale of such serial bonds may be contested only if such obligations are authorized for an object or purpose for which the School District is not authorized to expend money, or the provisions of law which should be complied with as of the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or if such obligations are authorized in violation of the provisions of the Constitution of the State.

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

Section 9. The School District hereby declares its intention to issue the obligations authorized herein to finance the cost of the Project. The School District covenants for the benefit of the holders of the obligations authorized herein that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations or any other funds of the School District, and will not make any use of the facilities financed with the proceeds of such obligations which would cause the interest on such obligations to become subject to Federal income taxation under the Internal Revenue Code of 1986, as amended (the "Code"), (except for the alternative minimum tax imposed on corporations by section 55 of the Code) or subject the

**AUTHORIZE ISSUANCE  
OF SERIAL BOND-  
CAPITAL PROJECT  
(CONTINUED)**

School District to any penalties under section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or any facilities financed thereby if such action or omission would cause the interest on such obligations to become subject to Federal income taxation under the Code (except for the alternative minimum tax imposed on corporations by section 55 of the Code) or subject the School District to any penalties under section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of the bonds or any other provisions hereof until the date which is 60 days after the final maturity date or earlier prior redemption date thereof. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the School District made for such purpose on or after a date which is not more than one year prior to the date of adoption of this Resolution by the School District.

Section 10. For the benefit of the holders and beneficial owners from time to time of the obligations authorized pursuant to this resolution (the "obligations"), the School District agrees, in accordance with and as an obligated person with respect to the obligations, under Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934 (the "Rule"), to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of the Rule. In order to describe and specify certain terms of the School District's continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the President of the Board of Education is authorized and directed to sign and deliver, in the name and on behalf of the School District, the commitment authorized by subsection 6(c) of the Rule (the "Commitment") to be placed on file with the School District Clerk, which shall constitute the continuing disclosure agreement made by the School District for the benefit of holders and beneficial owners of the obligations in accordance with the Rule, with any changes or amendments that are not inconsistent with this resolution and not substantially adverse to the School District and that are approved by the President of the Board of Education on behalf of the School District, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed, collectively, by this paragraph and the Commitment, shall be the School District's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the School District would be required to incur to perform thereunder. The President of the Board of Education is further authorized and directed to establish procedures in order to ensure compliance by the School District with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the President of the Board of Education shall consult with, as appropriate, the School District attorney and bond counsel or other qualified independent special counsel to the School District. The President of the Board of Education acting in the name and on behalf of the School District, shall be entitled to rely upon any legal advice provided by the School District attorney or such bond counsel or other special counsel in determining whether a filing should be made.

Section 11. This Resolution will take effect immediately upon its adoption by the Board of Education of the School District.

Vote: 6 Yes                      0 No                      1 Absent                      Motion carried.

Personnel:

Motion by S. Watson, and seconded by A. Tavelli, for approval of resolutions 5-16-C4 and 5-16-C5

5-16-C4

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the appointment of Courtney Malia, Substitute Teacher (uncertified), effective May 24, 2016.

5-16-C5

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the appointment of Holly Pribulick, Substitute Teacher (certified), effective May 24, 2016.

Vote: 6 Yes                      0 No                      1 Absent                      Motion carried.

Personnel:

Motion by A. Tavelli, and seconded by S. Watson, for approval of resolutions 5-16-NC3

5-16-NC3

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby accepts the resignation of William Leonard, Bus Driver, effective April 26, 2016.

Vote: 6 Yes                      0 No                      1 Absent                      Motion carried.

Privilege of the Floor: None

Board Matters:

- Graduation Attendance – Randal Kerr and James Phillips to attend **GRAD ATTENDANCE**
- Board of Ed. Mtg., Monday, June 13, 2016 at 6:30 p.m., Richard H. Kerr Board Room, HS **NEXT BOE MTG-6/13/16**
- Board of Ed. Mtg., Monday, June 27, 2016 at 6:30 p.m., Richard H. Kerr Board Room, HS **BOE MTG- 6/27/16**
- Reorg. Mtg., Monday, July 11, 2016 at 6:30 p.m., Richard H. Kerr Board Room, HS **REORG MTG-7/11/16**


Vote: 6 Yes      0 No      1 Absent      Motion carried.

Motion by T. Darpino, seconded by S. Watson, for the Board to go into Executive Session at 7:01 p.m. for the purpose of discussing negotiations and legal matters.

Vote: 6 Yes      0 No      1 Absent      Motion carried.

Motion by S. Watson, seconded by T. Darpino, for the Board to return to Regular Session at 7:35 p.m. Meeting adjourned.

May 23, 2016

  
Tina A. Engelhard, District Clerk  
Newark Valley Central School District