

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF EDUCATION
NEWARK VALLEY CENTRAL SCHOOL DISTRICT**

October 10, 2023

The Newark Valley Central School District Board of Education met in regular session at 5:30 p.m. Susan Watson led the Pledge of Allegiance. The following Board Members were in attendance: Randal Kerr, Susan Watson, James Phillips, Sarah Hines, Lisa Jensen and Stuart Wandell. Board Member Anthony Tavelli was absent. The following school personnel were in attendance: Timothy Calice, Ji Katchuk, Todd Schaffer, Gregory Asfoury, Edward Mertson, Robert Rodgers, Jami Fabrizio, Valerie Fischer, Steve Fales and Tina Engelhard. There were 16 guests.

ATTENDANCE

Presentation: Mr. Evan Cleveland, Insero & Co. CPAs, LLP, provided a summary of the External Audit Report which covered July 1, 2022 through June 30, 2023. Discussions followed.

Privilege of the Floor: None.

Moved by S. Watson, and seconded by J. Phillips, for approval of the September 18, 2023 and September 27, 2023 Meeting Minutes of the Regular Meeting and Executive Session of September 18, 2023.

MINUTES

Vote: 6 Yes 0 No 1 Absent Motion carried.

Superintendent's Report: Fall Leadership Conference: Superintendent Calice recently attended the NYSCOSS Fall Leadership Conference in Saratoga Springs. Mr. Calice spoke of the keynote speaker, educational sessions he attended as well as the interactive group session with the Commissioner of Education. Discussions followed. **Compliance Policy and Evaluation of District Plans:** The District continues to work diligently on evaluation and compliance. **Snapshots of Success:** Mr. Asfoury reported on the Middle School's recent Open House as well as the New York State Middle School Association conference he and three (3) team leaders recent attended. Discussions followed. Mr. Mertson reported on the High School's Open House/Pasta Dinner as well as the Class of 1973 Reunion. Discussions followed. Mr. Rodgers reported on Nathan T. Hall's recent Open House, data collection, attending the recent National Reading Conference in Syracuse as well as the Talent Show. Discussions followed.

Instruction: Valerie Fischer, High School Student Council Advisor, and officers from the High School Student Government provided an overview of activities organized to date (i.e., Home Coming – Spirit Week, pep rally, sports media day, etc.), and upcoming events (i.e., Lighting of the Green, Santa's Elves, Elementary School Movie Night, Senior Pancake Breakfast, etc.). Discussions followed.

New Business:

Motion by S. Watson, and seconded by L. Jensen, for approval of resolutions 10-23-G1, 10-23-G2, 10-23-G3, 10-23-G4, 10-23-G5, 10-23-G6, 10-23-G7 and 10-23-G8

10-23-G1

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the Music Department Field Trip to Baltimore, Maryland on May 17, 2024 through May 19, 2024.

**APPR MUSIC DEPT
FIELD TRIP-
BALTIMORE MD**

10-23-G2

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby accepts the bid for Meat & Cheese for November 1, 2023 through February 28, 2024 from Ginsberg, Renzi, and Lupo's.

**ACCEPT BID AWARD-
MEAT & CHEESE**

10-23-G3

RESOLVED, Upon the Recommendation of the Superintendent of Schools, and on motion of S. Watson, seconded by L. Jensen, the Board of Education hereby accepts the generous donation from Visions Federal Credit Union in the amount of \$354.58 to be used by the High School towards purchasing of piano keyboards for the music classroom.

**ACCEPT DONATION-
VISIONS FCU-HS**

10-23-G4

RESOLVED, Upon the Recommendation of the Superintendent of Schools, and on motion of S. Watson, seconded by L. Jensen, the Board of Education hereby accepts the generous donation from Visions Federal Credit Union in the amount of \$495.32 to be used by the Middle School towards purchasing of book making and social emotional learning supplies.

**ACCEPT DONATION-
VISIONS FCU-MS**

**ACCEPT DONATION-
VISIONS FCU-MS**

10-23-G5

RESOLVED, Upon the Recommendation of the Superintendent of Schools, and on motion of S. Watson, seconded by L. Jensen, the Board of Education hereby accepts the generous donation from Visions Federal Credit Union in the amount of \$420.56 to be used by the Middle School towards purchasing of drone supplies.

**ACKNOWLEDGE
RECEIPT-2022-2023
FINANCIAL AUDIT
REPORT**

10-23-G6

RESOLVED, Upon the recommendation of the Superintendent of Schools, That the Board of Education hereby acknowledges the receipt of the 2022-2023 Financial Audit Report as prepared by the independent auditors, Insero & Co. CPAs, LLP.

**APPR SRVC AGREE-
UNITED HEALTH SRVCS
HOSPITAL**

10-23-G7

Upon the motion of S. Watson, seconded by L. Jensen, The Board of Education approves Service Agreement with United Health Services Hospitals for July 1, 2023 through June 30, 2025, as attached to and made part of these minutes, and authorizes the President of the Board of Education to sign the Agreement.

**APPR SETTLEMENT
ALLOCATION-ALTRIA**

10-23-G8

WHEREAS, in recent years the use and abuse of e-cigarettes and vaping devices increased dramatically among high school and middle school students, leading to significant risks of addiction and potentially life-threatening respiratory ailments; and

WHEREAS, students attending the Newark Valley Central School District (the "School District") have not been immune to this phenomenon with the School District observing students using e-cigarettes and vaping devices in school and on school grounds; and

WHEREAS, the use of e-cigarettes and vaping devices by students has caused the School District to incur costs in the form of staff time, disciplinary proceedings, and other costs, with the expectation that these costs will only increase unless and until student use of these devices decreases and stops; and

WHEREAS, the School District authorized the law firms of Ferrara Fiorenza PC, and the Frantz Law Group, APLC, to initiate litigation against Altria Group, Inc. and Philip Morris USA, Inc., Altria Client Services LLC, Altria Enterprises LLC, and Altria Group Distribution Company (collectively "Altria") by board resolution relating to the production, marketing, sale, and distribution of e-cigarettes and vaping devices; and

WHEREAS, a tentative settlement has been reached with Defendant Altria whereby in return for discontinuing the litigation, the School District would receive certain cash payment; and

WHEREAS, the amount that the School District receives will be no less than \$2,524; and

WHEREAS, the Board of Education (the "Board") has determined it is necessary, advantageous, desirable, and in the public interest and the best interests of the School District that it settle this litigation against Altria.

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

1. The Board authorizes the partial settlement of the vaping lawsuit against defendant Altria.
2. A Settlement with the substantive terms contained herein is hereby approved in substantially the form reviewed by the Board and together with such minor modifications as are deemed necessary by the School District's attorneys and administrators to protect the best interests of the School District.
3. The Board President, Superintendent and their designee(s) are hereby authorized to finalize, sign and enter into the Settlement Agreement on behalf of the School District and take all actions and execute all documents necessary or appropriate to carry out the intent of this Resolution.
4. This Resolution shall take effect immediately.

Vote: 6 Yes 0 No 1 Absent Motion carried.

Personnel:

Motion by S. Wandell, and seconded by J. Phillips, for approval of resolutions 10-23-C1, 10-23-C2, 10-23-C3 and 10-23-C4

10-23-C1

RESOLVED, Upon the Recommendation of the Superintendent of Schools, and on motion of S. Wandell, seconded by J. Phillips, the Board of Education approves the appointment of the 2023-2024 Coaches as attached to and made part of these minutes, pending CPR and/or First Aid renewal and pending funding and student participation.

APPR APPT-2023-2024
COACHES

10-23-C2

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the appointment of Brittany Bush, Event Manager, for the 2023-2024 school year pending funding and student participation.

APPR APPT-2023-2024
EVENT MANAGER

10-23-C3

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the appointment of Frederick Blee, Substitute Teacher (uncertified), effective October 11, 2023.

APPR APPT-SUB
TEACHER

10-23-C4

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the appointment of Norm Cheney, Volunteer Coach (unpaid), for the 2023-2024 school year, pending funding and student participation.

APPR APPT-
VOLUNTEER COACH
(UNPAID)

Vote: 6 Yes 0 No 1 Absent Motion carried.

Personnel:

Motion by J. Phillips, and seconded by L. Jensen, for approval of resolutions 10-23-NC1, 10-23-NC2 and 10-23-NC3

10-23-NC1

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the probationary appointment of Dawn Olson, School Nurse, effective October 10, 2023 through October 9, 2024. (vice: H. Strohmeyer resignation; S. Walter transfer)

APPR APPT-SCHOOL
NURSE

10-23-NC2

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the probationary appointment of Victoria Callahan, Teacher Aide (Cafeteria), effective October 11, 2023 through October 10, 2024.

APPR APPT-TEACHER
AIDE (CAFETERIA)

10-23-NC3

RESOLVED, Upon the Recommendation of the Superintendent of Schools, That the Board of Education hereby approves the appointment of the following Substitute Food Service Worker/Helpers effective October 11, 2023:

APPR APPT-SUB FOOD
SRVC WRKR/HELPER

Deborah Ballard Janet Hildebrant

Vote: 6 Yes 0 No 1 Absent Motion carried.

Privilege of the Floor: Terry Bird, Newark Valley resident, asked the Board members to introduce themselves.

Board Matters:

- Board of Education Meeting, Monday, October 23, 2023, 5:30 p.m. in the Richard H. Kerr Board Room, High School
- Board of Education Meeting, Monday, November 13, 2023, 5:30 p.m. in the Richard H. Kerr Board Room, High School
- Board of Education Meeting, Monday, November 27, 2023, 5:30 p.m. in the Richard H. Kerr Board Room, High School

NEXT BOE MTG-10/23/23
BOE MEETING

Meeting adjourned at 6:05 p.m.

October 10, 2023



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