

The Regular meeting of the Canandaigua City School District Board of Education was held on Monday, December 9, 2019 at 5:45 p.m. in the Canandaigua City School District Operations Center, President Grimm presiding.

**BOARD MEMBERS PRESENT:** Jeanie Grimm, Cheryl Birx, Milton Johnson, Bill Patrowicz, John Polimeni, Jen Schneider

**BOARD MEMBERS ABSENT:** Megan Personale, Beth Thomas

**LEADERSHIP TEAM PRESENT:** Jamie Farr, Matt Fitch, Brian Nolan, Matt Schrage

**LEADERSHIP TEAM PRESENT:** Vernon Tenney

**BOARD DISTRICT CLERK ABSENT:** Deborah Sundlov

**OTHERS PRESENT:** Kevin Dennis and family, Vicki Ramos, Ellen Polimeni, Todd Fowler, OJ Sahler, Destiny Lippincott, Matthew Barr, Jaida White, Callie Viggiani, Maria DeMarco

### ***Executive Session***

Upon a motion made Dr. Schneider, seconded Mrs. Birx, with all present voting yes, the Board of Education approved calling an Executive Session at 5:45 p.m. for the purposes of discussing proposed, current litigation; the employment history of particular persons or matters leading to the appointment and employment of fourteen particular persons.

### ***Return to Open Session***

Upon a motion made by Mrs. Pedzich, seconded by Dr. Schneider, with all present voting yes, the Board of Education returned to Open Session at 6:00 p.m.

*The Board took a break from 6:00 - 6:30 p.m.*

### ***Pledge of Allegiance to the Flag***

Mrs. Grimm called the meeting to order at 6:30 p.m. with third grader Sophie Robbins leading all in the Pledge of Allegiance.

### ***President's Comments***

Mrs. Grimm welcomed all in attendance.

### ***Superintendent's Report***

Student Recognition

Mr. Vernon Tenney, Academy Principal, recognized Kevin Dennis who has been named a 2019 National Merit Finalist. Kevin was congratulated by the Board and he said a few words about his senior year.

Superintendent Farr commented the District is working on bringing a capital project to vote in May 2020. The primary focus of the work will be asset preservation/infrastructure. With our Capital Reserve Fund and state aid there would be no additional impact to taxes. A Community Group met earlier in the year and will be brought back together to continue discussions. The work would include substantial amount of work at the Primary Elementary Building and additional work at both the Middle School and Academy.

Wayne Finger Lakes BOCES

Dr. OJ Sahler, BOCES Board Member, introduced Ms. Vicki Ramos, Wayne Finger Lakes BOCES District Superintendent, who provided the Board with an overview of the many services that BOCES offers our District. Canandaigua students Jaida White and Callie Viggiani along with Finger Lakes Technical and Career Center Principal, Mr. Matthew Barr, spoke about the professions in education and human services program where students spend time in classrooms developing lesson plans and interacting with students.

***Those not participating in the rest of the meeting left at 6:51 p.m.***

***Public Comments***

There were no public comments.

***Student Representative ~ Lily Logan***

Student Representative Lily Logan provide the Board with update on a penny war fundraiser for Canandaigua Churches in Action food pantry, Building Braves tutoring program will begin for fourth and fifth graders in February, and a winter sports update.

***Minutes***

Upon a motion made by Mr. Polimeni, seconded by Dr. Schneider, with all present voting yes, the Board of Education approved the Regular Board Meeting of November 4, 2019, Regular Board Meeting of November 18, 2019 and Special Board Meeting of December 2, 2019.

**APPROVED: MINUTES**

***Warrant November Revie***

Upon a motion made by Mr. Johnson, seconded by Mrs. Grimm on behalf of Mrs. Personale, with all present voting yes, the Board of Education approved the November Warrants.

**APPROVED: WARRANTS**

0069 General 011254-011265 (In House)  
0070 General 011266-011275 (In House)  
0072 Cafeteria 002013-002025  
0073 General ACH004854-ACH004910  
0074 Federal ACH000144-ACH000147  
0075 Capital ACH000043  
0076 General 011276-011373 (Check Print)  
0077 Federal 000529-000533 (Check Print)  
0078 Capital 000352-000353 (Check Print)  
0079 General 011374-011384 (In House)  
0080 Capital 000354 (In House)  
0081 Capital 000355 (In House)  
0082 Cafeteria 002026-002029  
0084 Federal 000534-000536 (Check Print)  
0086 General ACH004911-ACH004961  
0087 General 011385-011453 (Check Print)  
V067 General 011159(Check Print)

## **Educational Presentation**

### **New York Kitchen Collaboration**

Mr. Matt Fitch, Assistant Superintendent for Business, and Mr. Todd Fowler, Food Service Director, presented on the Food Service Departments partnership with New York Kitchen. Great strides have taken place in meeting goals set as part of the District's Vision and Mission.

## **Consensus Agenda**

Upon a motion made by Mrs. Birx, seconded by Mr. Polimeni with all present voting yes, the Board of Education approved/accepted the Consensus and Supplemental Agendas:

### **APPROVED: CONSENSUS AND SUPPLEMENTAL AGENDAS**

## **Business and District Matters**

### **1. Treasurer's Report**

the Treasurer's Report for the Period of October 1, 2019 - October 31, 2019. Additional information is included as an attachment and is filed in the Supplemental Minutes File.

### **2. Budget Status Report**

the Appropriation Status Report, which is a summary, for the period of July 1, 2019 - October 31, 2019. Additional information is included as an attachment and is filed in the Supplemental Minutes File.

### **3. Revenue Status Report**

the Revenue Status Report, which is a summary, for the period of July 1, 2019 - October 31, 2019. Additional information is included as an attachment and is filed in the Supplemental Minutes File.

### **4. Textbook Adoption- Initial Approval**

at the November CIE meeting, the Council reviewed the following textbook adoption. A thorough review occurred through the department, the building principal, and finally the CIE as directed in the district's Curriculum Procedures Manual.

Norton Field Guide to Writing with Readings and Handbook  
Required Textbook for English 101/103 in the Gemini Program

### **5. Course Additions- Initial Approval**

at the November 13, 2019 CIE meeting, the Council reviewed the following Course additions. A thorough review occurred through the department, the building principal, and finally CIE as directed in the District's Curriculum Procedures Manual.

- Strength and Conditioning
- General Education Work Experience Program

### **6. Course Name Changes- Initial Approval**

at the November 13, 2019 CIE meeting, the Council approved the following course name changes.

- From IB Mathematics to IB Applications and Analysis
- From Geo Apps to Conceptual Geometry
- From Algebra 2 Apps to Conceptual Algebra 2
- From College Business Math to Gemini- Personal Money Management

- From College Accounting to Gemini- Principles of Financial Accounting
- From Intro to College Studies to Gemini- College Studies Strategies
- From Business Organization to Gemini- Introduction to Business
- Leadership/PIG to Gemini- Dynamics of Leadership/PIG
- Introduction to Web Page Design to Gemini- Introduction to Webpage Development
- Business Computer Apps to Gemini- Core Word, Core Excel, PowerPoint
- Digital Photography to Gemini- Digital Photography

## **7. Donations**

the request of Mr. Vernon Tenney, Academy Principal, to accept a donation from John Groat of Holy Shirt in the amount of \$692. This donation will be used to offset costs for upcoming leadership conference opportunities for Academy Student Government.

the request of Mr. Brian Amesbury, Elementary School Principal, to accept an anonymous donation in the amount of \$1,000 for the Elementary Mural Club.

## **8. Attend Canandaigua Schools**

the request of Mrs. Angelica Clark, Middle School Teacher, for her son, Liam Clark, to attend Canandaigua Schools as a kindergarten student beginning September 2020.

## **9. Surplus Equipment**

the request of Mr. John Arthur, Middle School Principal, is requesting approval to declare the below items as surplus items. They are no longer used as part of our sixth-grade curriculum.

- 250 Copies- Dragonwings, by Laurence Yep – ISBN: 978-0-06-440085-5
- 250 Copies- Frightful' s Mountain, by Jean Craighead George – ISBN 978-0-14-131235

## **10. Agreement**

an agreement with Arc of Yates for a transitional education program (DRIVE) per a student(s) IEP for the 2019-02020 school year at a rate of \$23,500 per student.

## **11. Award for Request for Proposal**

**WHEREAS**, the Canandaigua City School District (the "District") has determined that it is in the best interest of the District to retain a construction manager to provide construction coordination, management, and related professional services in connection with its 2019 Capital Improvement Project (the "Project"); and

**WHEREAS**, the District previously issued a Request for Proposals ("RFP") for construction coordination, management, and related professional services for the Project; and

**WHEREAS**, the District has received proposals in response to the RFP, diligently analyzed the proposals, and conducted interviews of selected candidates as part of the selection process; and

**WHEREAS**, the District, as a result of the RFP Process has selected Turner Construction Company ("Turner") as its Construction Manager for the Project, subject to the approval of one or more contracts with the District; and

**WHEREAS**, the Board of Education authorizes the President of the Board, the Superintendent of Schools, and the District's legal counsel, Ferrara Fiorenza, PC, to negotiate the said contract(s) and related documents;

**NOW, THEREFORE**, be it resolved as follows:



1. The Board of Education approves the retention of Turner Construction Company to provide construction coordination, management, and related professional services and proceed with the Project in accordance with the terms and conditions of one or more contracts to be approved by the District's legal counsel.
2. The Board hereby authorizes the President of the Board, the Superintendent of Schools, and the District's legal counsel to negotiate the Construction Management contract(s) and related documents with Turner Construction Company on behalf of the Board and present same to the Board for review and approval.

## **12. Therapy Dogs**

the request of Mr. Vernon Tenney for the following therapy dogs

Canandaigua Academic and Career Center:

**Cletus**, Owner is Mike Brennan, Business Teacher

- Breed: Boxer

Canandaigua Academy

**Cashew**, Owner is Steve Schlegel, Technology Teacher (*Board approved November 5, 2015*)

- Breed: Goldendoodle

Two additional therapy dogs with only one of the two being in the building at any given time.

**Maggie**, Attendance: Tuesday/Thursday; Owner is Mary Eckdahl, English Teacher

- Breed: Mini-Goldendoodle

**Chiyo**, Attendance: Monday/Wednesday/Friday; Owner is Joan Haefner, English Teacher

- Breed: Shih-Tzu

## **13. Field Trip- Initial Request**

the request of Mr. Vernon Tenney for initial approval of the below trip.

- Ripken Baseball Spring Training, Myrtle Beach, SC, April 5-9, 2020

## **14. Athletic Trip- Final Approval**

the request of Mr. Jim Simmons, Athletic Director, for final approval of the below trip.

- Varsity Wrestling, Windsor, NY, December 27-28, 2019 (*Initial approval 11/4/19*)

## **15. Acceptance of Audit**

of the two below audits:

- Acceptance of the 2018-19 Extraclassroom Audit and Corrective Action Plan.
- Acceptance of the 2018-19 Single Audit.

## **16. Student Teachers/Observations**

the request of Mr. Brian Amesbury and Mrs. Emily Bonadonna, Primary-Elementary Principals:

### **Student Teachers**

- Paige Raulli, Keuka with Lisa Cooke, 1/27 - 3/12/2020
- Paige Raulli, Keuka with Katherine Adams, 3/16 - 5/8/2020
- Alexandra Sapone, SUNY Geneseo with David Smith, 1/23 - 3/13/2020
- Laura Sprague, Keuka with MacKenzie Brown, January-March 2020

### **40 Observation Hours**

- Carolyn Girard, Hobart with Oreshya Peterson, 1/20 - 5/4/2020

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the request of Mr. John Arthur, Middle School Principal:

**40 Hours Observation**

- Andrew Kemler, SUNY Geneseo with Sabbour/Mahar, 1/6 - 1/17/2020

the request of Mr. Vernon Tenney, Academy/CACC Principal:

**120 Hours Observation**

- Justin Bateman, Keuka with Doug Pereira, Dec 2019/Jan 2020
- Matthew Pelton, Keuka with Lisa Ludwig-LaSota, Dec 2019/Jan 2020

**40 Hours Observation**

- Alexandra Low, Hobart with Wendy Mandarano, 1/20 - 5/4/2020
- Autumn Bierce, Hobart with TESOL/HS & MS, 1/20 - 5/4/2020

**17. Budget Amendment**

amendment of the 2019-20 Budget to increase Revenue Code A2770 by \$64,000.00 and increase Appropriation Code A1420-441-010-0000 for legal proceedings.

**18. Presenter**

the request of Mr. John Arthur, Middle School Principal, for **Rebecca Godwin** from Safe Harbors of the Finger Lakes to present in eighth grade health class.

**19. Settlement Agreement**

**WHEREAS**, on or about April 14, 2016, Pooler and the District entered into a contract (the "Contract") pursuant to which Pooler was obligated to perform certain construction work on a project generally known as 2014 Capital Improvement Project (the "Project"), which generally required Pooler to perform site work at the District's athletic fields; and

**WHEREAS**, the District alleged that a portion of Pooler's work on the Project did not strictly adhere to the plans and specifications; and

**WHEREAS**, Pooler denied the allegations that a portion of its work on the Project did not strictly adhere to the plans and specifications; and

**WHEREAS**, the Parties wish to resolve their dispute through a settlement agreement (the "Agreement"); and

**WHEREAS**, the Board of Education has reviewed the Agreement and seeks to approve the Agreement.  
**NOW, THEREFORE, BE IT RESOLVED** by the Board of Education of the Canandaigua City School District as follows:

1. The Board hereby approves the Agreement between Pooler and the District in connection with the dispute pertaining to the Project, and authorizes the School District Superintendent to take all necessary actions and to execute any necessary documents on behalf of the Board of Education upon the recommendation of legal counsel necessary to effectuate/finalize the same.
2. This Resolution shall take effect immediately.

**20. Settlement Agreement**

**WHEREAS**, on or about December 10, 2014, SEI Design Group ("SEI") and the District entered into a contract (the "Contract") pursuant to which SEI was obligated to perform certain architectural services for the District (the "Project"); and

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**WHEREAS**, after the substantial completion of the Project on November 30, 2016, it was discovered that the upper concourse sidewalk areas constructed at the Academy Sports Complex needed remediation (the “Additional Work”); and

**WHEREAS**, a dispute arose regarding responsibility to pay for costs associated with the Additional Work; and

**WHEREAS**, SEI denied any liability for the Additional Work; and

**WHEREAS**, to avoid the expense and uncertainty of litigation, SEI and the District agree to resolve the dispute on mutually agreeable terms, in order to avoid the time, expense and uncertainty of litigation between them; and

**WHEREAS**, the Parties wish to resolve their dispute through a settlement agreement (the “Agreement”); and

**WHEREAS**, the Board of Education has reviewed the Agreement and seeks to approve the Agreement.

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

1. The Board hereby approves the Agreement between SEI and the District in connection with the dispute over the Additional Work, and authorizes the School District Superintendent to take all necessary actions and to execute any necessary documents on behalf of the Board of Education upon the recommendation of legal counsel necessary to effectuate/finalize the same.
2. This Resolution shall take effect immediately.

## **21. Settlement Agreement**

**WHEREAS**, on or about February 11, 2015, Turner Construction (“Turner”) and the District entered into a contract (the “Contract”) pursuant to which Turner was obligated to provide construction management services for the District (the “Project”); and

**WHEREAS**, after the substantial completion of the Project on November 30, 2016, it was discovered that the upper concourse sidewalk areas constructed at the Academy Sports Complex needed remediation (the “Additional Work”); and

**WHEREAS**, a dispute arose regarding responsibility to pay for costs associated with the Additional Work; and

**WHEREAS**, Turner denied any liability for the Additional Work; and

**WHEREAS**, to avoid the expense and uncertainty of litigation, Turner and the District agree to resolve this on mutually agreeable terms, in order to avoid the time, expense and uncertainty of litigation between them; and

**WHEREAS**, the Parties wish to resolve their dispute through a settlement agreement (the “Agreement”); and

**WHEREAS**, the Board of Education has reviewed the Agreement and seeks to approve the Agreement.

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

1. The Board hereby approves the Agreement between Turner and the District in connection with the dispute over the Additional Work, and authorizes the School District Superintendent to take all necessary actions and to execute any necessary documents on behalf of the Board of Education upon the recommendation of legal counsel necessary to effectuate/finalize the same.
2. This Resolution shall take effect immediately.

**22. Recommendations of the Committee on Preschool Special Education**

for review and consideration are the recommendations of the Committee on Preschool Education. Additional information is included as an attachment and is filed in the Supplemental Minutes File.

**23. Recommendations of the Committee on Special Education**

for review and consideration are the recommendations of the Committee on Special Education. Additional information is included as an attachment and is filed in the Supplemental Minutes File.

**Personnel**

1. Non-Instructional Personnel

A. Retirement

of the following individual. On behalf of the District, sincere best wishes for a happy and healthy retirement are offered. Thank you for the many years of service to the Canandaigua City School District.

<u>Name</u>	<u>Position</u>	<u>Effective</u>	<u>Years of Service</u>
Renee Oberdorf	Teacher Aide	12/31/2019	13
Charlene Edwards	School Bus Driver	12/27/19	14

B. Removals

<u>Name</u>	<u>Position</u>	<u>Reason</u>	<u>Effective</u>
Dale Frasca	School Bus Driver	Resignation in order to accept another position	11/24/2019
Julie Elder	School Monitor	Resignation	11/23/2019
Jennifer Bergstresser	Custodial Worker	Resignation in order to accept another position	12/15/2019

C. Appointments

*Pending Civil Service approval and NYSED fingerprint clearance where applicable:*

<u>Name</u>	<u>Position</u>	<u>Effective</u>	<u>Rate</u>
Megan Walters	Teacher Aide	11/22/2019	\$12.00/hr.
Christina Hartpence	Teacher Aide	11/22/2019	\$12.00/hr.
Christine Pickles	Substitute Teacher Aide	12/10/2019	\$11.10/hr.
Dale Frasca	Auto Mechanic-Bus Driver	11/25/2019	Per Contract
Kristie Money	Substitute Teacher Aide	12/10/2019	\$11.10/hr.
Ashley Fisher	Teacher Aide	12/2/2019	\$13.05/hr.
Felicia Rodas	School Monitor	12/12/2019	\$11.90/hr.
Mark Belles	Substitute Teacher Aide	12/11/2019	\$11.10/hr.
Jennifer Bergstresser	Custodian	12/16/2019	\$13.88/hr.
Kelly Duprey	Teacher Aide	1/6/2020	\$12.00/hr.



2. Instructional Personnel

A. Resignation for the Purpose of Retirement

for the purpose of retirement from the following individual. On behalf of the District, sincere best wishes for a happy and healthy retirement are offered. Thank you for the many years of service to the youth of the Canandaigua City School District.

<u>Name</u>	<u>Position</u>	<u>Effective</u>	<u>Years of Service</u>
John LaFave	Director of Student Support Services	6/30/2020	24

B. Resignation

- 1) of Kerri Ellison, Contract Substitute Teacher at the Primary-Elementary School, from the District effective December 11, 2019.

C. Leave of Absence

- 1) of Jennifer Colbert, Spanish Teacher at the Middle School, for a leave of absence beginning December 9, 2019 through June 25, 2020.

D. Appointments

*The Board of Education of the Canandaigua City School District hereby accepts the recommendation of the Superintendent to appoint the following instructional employees. Eligibility for tenure as a classroom teacher or building principal is contingent upon his/her successful completion of the probationary term and having received composite or overall APPR rating of either "Effective" or "Highly Effective" in at least three of the four preceding years and a rating higher than "Ineffective" in the final year of the probationary period.*

- 1) of Lawrence Lent who received his Bachelor's degree in Education from SUNY Geneseo. He has been working for the District this school year as a Substitute Teacher. Mr. Lent is appointed to a 1.0 FTE, 4-year probationary Special Education Teacher position with a tenure area of Special Education effective December 6, 2019. This position is available as a result of a resignation.
- 2) of Vernon Tenney, who is currently serving as Principal of the Academy, is appointed to a 1.0 FTE, 3-year probationary position of Director of Student and Administrative Services with a tenure area of School District Administrator effective July 1, 2020. This position is available as a result of a retirement.

<u>Name</u>	<u>Certification</u>	<u>Effective Start Date</u>	<u>Step/Rate</u>
Lawrence Lent	Childhood Ed 1-6	12/6/2019	Step 1
Vernon Tenney	SBL; SDL; Social Studies 7-12	7/1/2020	Per Contract

3) 2019-2020 Co-Curricular Assignments

the following individuals for Co-Curricular assignments at the contractual rate:

Dan Bowman	Robotics
Lisa Fessner	CMS Yearbook (.335)
Shaynee Juliano	CMS Yearbook (.665)

4) 2019-2020 Mentor

the following change in Mentor effective December 9, 2019:

Heather Fraser to replace Jennifer Colbert as Micaela Carney's mentor

5) Interim Substitute Teacher

the following individual for an Interim Substitute Teacher position as indicated at an agreed upon rate for the duration of the assignment:

<u>Name</u>	<u>Position</u>	<u>Building</u>	<u>Effective</u>
Carolyn Spitzer	Occupational Therapist	Special Programs	12/16/2019-6/25/2020
Molly Munding	Spanish Teacher	MS	12/12/2019-6/25/2020

6) Contract Substitute Teachers

the following individuals to Contract Substitute Teacher positions for the remainder of the 2019-2020 school year at the contractual rate:

Casey Gross- Middle School  
Lisa Campbell- Primary-Elementary School  
Amanda Gaiter- Primary-Elementary School

7) Non-Certified Substitute Teachers

the following individuals to Non-Certified Substitute Teacher positions conditional upon criminal history clearance from the New York State Education Department and verification of 2 years of college where appropriate.

Kiley Harvey  
Kristie Money  
Olivia Cosquer  
Meghan Bates  
Emily Neal

***End of Consensus Agenda***

***Board Committee Reports***

**Audit Committee**

Mrs. Pedzich reported on behalf of the Audit Committee which met on December 6. The Committee received an update on tax collection which was at 94%. They approved maintaining the current Senior and Disabled Exemption limits, received an update on the Single Audit and Extraclassroom Audits. The next meeting is scheduled for January 10.

**Policy Committee**

Mrs. Grimm reported on behalf of the policy Committee which met on December 4. The following policies were submitted for a first reading. Policy 3180 Non-Resident Students will have minor edits in the fourth paragraph and will be submitted for a second reading at the next Board meeting.

- Policy 1190 Voter Registration for Students- First Reading- New Policy
- Policy 2120 Social Media- First Reading- New Policy
- Policy 3180 Non-Resident Students- First Reading
- Policy 3250 Student Directory- First Reading
- Policy 5020 Sexual Harassment of District Personnel- First Reading

The Committee will begin their complete review of policies. The next meeting is scheduled for January 8.

### ***District Committees***

#### Character Education

Mrs. Chapman, Director of Advisement and Communication, reported on behalf of the Character Education Committee which met on November 20. In attendance was approximately 20 community partners along with several new ones. Several partners have been partnering with either the District or other partners in events. The next meeting is scheduled for January 15.

### ***Upcoming Events***

- December 10- Elementary School Winter Concert
- December 11- Middle School Winter Concert
- December 12- K-5 Evening Parent-Teacher Conferences
- December 13- K-5 Early Dismissal Parent-Teacher Conferences
- December 13- RPO Holiday Pops Concert
- December 17- Middle School Winter Concert
- December 18- PRISM Concert
- December 21- First day of Winter
- December 23-January 3- Winter Break
- January 8- Policy Committee Meeting
- January 10- Audit Committee Meeting
- January 13- Board of Education Meeting
- January 15- Academy Band/Orchestra Combined Concert
- January 18-19- Madrigal Dinner

### ***Adjournment***

Upon a motion made by Mrs. Pedzich, seconded Dr. Schneider with all present voting yes, the Board of Education approved the adjournment of the Regular meeting at 7:08 p.m. The next Regular meeting will be on January 13, 2020 at the Operations Center at 6:30 p.m.

Respectfully submitted,

Deborah Sundlov  
District Clerk