

***WATERBURY BOARD OF EDUCATION***

***MINUTES ~ REGULAR MEETING***

Monday, November 16, 2009 at 6:30 p.m.

Waterbury Arts Magnet School, 16 South Elm Street, Waterbury, Connecticut

***PRESENT:*** President Hayes, Commissioners D'Angelo, Flaherty-Merritt, Harvey, Laccone, O'Leary, Stango, Sweeney, Theriault, and White.

***ALSO PRESENT:*** Superintendent Snead, Assistant Superintendents Cullinan and Sequeira, Chief Operating Officer Paul Guidone, Director of Personnel Ron Frost, School Business Administrator Paul Mazzaccaro, Attorney Maurice Mosley, Education Liaison Mary Ann Marold, and School Inspector Herbert Greengas.

**MEETING CALLED TO ORDER**

President Hayes called the meeting to order at 6:36 p.m. with a moment of silence and a prayer and Superintendent Snead led everyone in the Pledge of Allegiance to the Flag.

**ROLL CALL**

CLERK: Commissioner D'Angelo.

D'ANGELO: Present.

CLERK: Commissioner Flaherty-Merritt.

FLAHERTY-MERRITT: Present.

CLERK: Commissioner Harvey.

HARVEY: Here

CLERK: Commissioner Laccone.

LACCONO: Here.

CLERK: Commissioner O'Leary.

O'LEARY: Here.

CLERK: Commissioner Stango.

STANGO: Here.

CLERK: Commissioner Sweeney.

SWEENEY: Here.

CLERK: Commissioner Theriault.

THERIAULT: Here.

CLERK: Commissioner White.

WHITE: Here.

CLERK: President Hayes.

HAYES: Here.

**COMMUNICATIONS:**

**Upon a motion by Commissioner Harvey and duly seconded by Commissioner Sweeney, it was voted unanimously to receive and place on file the following communications:**

1. Communication dated October 21, 2009 from Attorney Androski regarding notice of claim.
2. Monthly Literacy Academy updates for the months of August, September, and October from Wendell Cross.

HAYES: All in favor, opposed.

**PUBLIC ADDRESSES THE BOARD:**

**Upon a motion by Commissioner D'Angelo and duly seconded by Commissioner Sweeney, it was voted unanimously to suspend the regular order of business to allow the public to address the Board at 6:38 p.m.**

HAYES: Motion is made and seconded. All in favor, opposed. All speakers are encouraged to submit prepared written statements to the Commissioners. Comments shall be limited to a maximum of three minutes. The Chairman will disallow a speaker from continuing to speak if slanderous or defamatory remarks are made. There will be no responses this evening to any questions or concerns raised; they will be referred to the Administration for review and response

**Hector Riollano, 9 Oakdale Avenue, had the following comments:** I'm here speaking on behalf of Latina Committee Group in Waterbury and I come here tonight just to recommend to you, a recommendation about some situation, a process, just to recommend to see how you feel about this. I'm not here to criticize or to, recommend. I'll be talking about the hearing on when you expel a student from the system. I went with this mother last week to one of them. Let me tell you it was appalling, it was disgusting. For example, we walk in the place and we are given all this in English. Do you expect this mother who can't speak English to read this in five minutes or less? That's unfair. It was given to her . . . the interpreter that was there; she couldn't interpret. She was more confused the mother, I tried and they told me "no, you can't interpret, we have an interpreter". This lady almost had a heart attack there that day. She was screaming because the interpreter gave the wrong information to her. It was, you wouldn't believe, listen to the tape how the poor mother was screaming. It was inhuman, it was unfair. I'm recommending that from now on you have the best interpreter in town to show respect to a student and to you as a system because you . . . you prepare the process and to this mother. And we want an apology for her for what happened that afternoon in that office. Third, it's a student that came from the Dominican Republic, Puerto Rico, very difficult situation for this kid. A month ago he come to the system, he having hard time in school, I spent, he's in high school, I spent three or four weeks teaching him how to subtract, how to divide, how to multiply. This is the work we did during the summer with him and the book I used, a fourth grade book because the boy couldn't, I'm not blaming the system because he came from other systems, okay. But nobody noticed that in school, having a problem, that he couldn't subtract, he couldn't divide, he couldn't multiply. Nobody, no services were provided to

the kid. He was misbehaving, he was cutting classes, he was singing in the classroom. He was suspended 50 times last year. I . . . myself if . . . the situation . . . how can you do algebra, geometry, when you cannot subtract? We want to see services. Second, when she asked for information, it was denied to her. We said why, because the person didn't like what she said said "I won't tell you why". She was denied information why her son was going to be expelled, it was denied to her. What I'm trying to say is please gentlemen don't go . . . process anymore. I want you to set up a moratorium until you review this nothing happens to nobody. I don't care if the person is white, Indian, whatever, no human being should get exposed to this and I was there, I saw when this person told the mother "I won't get you the information" and she said "why not, I want to know" she said, "I won't give it to you". It was denied to her and that's illegal. I want you to know, I want the committee to sit down, review all this, and all the items and please respect the parent, respect the students. Last week it didn't happen. Thank you.

**Luisa Ramirez, 25 Johnston Street, had the following comments:** (Hector Riollano interpreted for Ms. Ramirez). Good evening. I'm the mother of the students, Yesenia. A meeting two weeks ago, I feel so sad; they showed no respect for her, her rights were denied, express herself. She had a letter from Child Guidance and they didn't even return the letter. She explained the situation . . . change in system . . . I came . . . Puerto Rico. She moved here because she was looking for better education . . . It was a big change for him. We went to Wilby and then Kennedy . . . she moved and they transferred him to Kennedy. He got some psychological problems. She went to Child Guidance, a psychologist, to see what's going on. Psychologist said maybe he's acting this way because the lack of a father and the changes at the same time. Those changes maybe that's why he's rebelling probably from those changes. The language, the culture . . . he cut classes, had no interest in education, no homework, nothing. She doesn't justify that . . . a mother supporting him . . . she found help for him during the summer. She joined the YMCA, he goes to the explorer program, . . . nobody in the school give any help to her, that was done through friends. The school said he no behaving he has to go, he no behaving he's going to be thrown out but they never offered him any help. At the meeting . . . every time she tried to open her mouth she was interrupted. They refused to see the changes . . . for example . . . no suspensions, no fights, he was beginning to change but the school was pushing, pushing, pushing, and no help. Instead of improving, the student gets worse because no one was helping him in school.

HAYES: We'll have people look into it.

RIOLLANO: We already called the Puerto Rican Legal Defense in New York because nothing happened at this level. The Hispanic Community is going to bring the Puerto Rican Defense into Waterbury. We already spoke to them, but we want to work with you first. We'd like to work with you; I think we can do it at this level. If nothing happens then we have to get help.

**Lawrence V. DePillo, 11 Steuben Street, had the following comments:** Good evening. I'm here this evening to address you regarding your Agenda Item 11.3. And I spoke before the Board of Aldermen this past Monday regarding the use of Federal Stimulus money. I, like many, read the article in the Republican-American Newspaper and I also received a number of calls from people, citizens in Waterbury, who were very

upset to see what was going on with this Board of Education regarding that money. You know the Federal Stimulus money really, I believe, was sent down from Washington to be used to give people who are under-employed or unemployed a job especially with the fact that Waterbury has had the highest unemployment in the State of Connecticut for last consecutive 10 years. And when people see that the Board of Education is about to give stimulus money jobs to people who are already employed, we'll even put the politics aside, I mean to people who are already employed receiving pensions, in business, and somebody who said they don't really like working as many hours as they do per week and, therefore, are looking for an easier job, is that what this Board of Education is about? Is that how you believe you should be spending Federal Stimulus Money in a City that has the highest unemployment in the State? There are many, many Waterbury residents who are struggling to pay their property taxes and there's houses in foreclosure or our house in foreclosure. And I am sure there people are more than eminently qualified for the jobs that are being made available through these funds. And for this Board of Education to give those monies to people who are employed, and certainly when it involves people who are involved politically, it even smacks of a whole different level of disgust to the public that it only seems if you're on the inner-track that you'll ever be eligible to get these funds. So I spoke at the Board of Aldermen and I'm here tonight to speak to this Board to ask you to do what's right for the many good citizens in this City who are unemployed and under-employed and more than capable of doing those jobs, to give those jobs to the people where that money was designated to go in the first place; to do something to help the horrible unemployment situation in this City and I'm imploring this Board to do what's right and find somebody who's unemployed or under-employed and could use those funds. Maybe if we start there we'll get additional monies in the future to do the same. Thank you very much.

HAYES: Mr. DePillo, congratulations on the election, by the way, and good luck to you.

**Mrs. Hill, PO Box 207, had the following comments:** Good evening ladies and gentlemen of the Board of Education. I'm here tonight to address a few concerns in our district. As we're aware, 10 digit dialing has recently gone into effect. It may be a good time to test our IRIS System insuring it's up to date and parents' emergency contacts are up to date. As we know, especially in the magnet schools, Terryville and some of the other areas, they are 860 area codes but also the emergency contacts may be out of town, we may want to check those.

Also, children face many challenges in school, one being peer pressure. This may lead to some behavior problems whether it's in the school, out of the school, or on the school bus. A new saying seems to be surfacing within the last eight months, it's that children deserve a free day, namely a day off. If you come from old school, you don't get a free day unless you're at your doctor's office and you're sick. Other concerns in our district is always safety for our children, always. With so much focus on bad behavior on an incident most parents want to see support of our bus drivers, mainly drivers possibly that are training to become the new bus drivers riding on the buses that are currently in use. I also watch some of the meetings on TV, I think the Board had some excellent recommendations, principals possibly once a month on the bus, but I think the Board will come up with some things that will help the children. It's only, I think the Board will agree, one percent of our bad students, the rest of our students are namely pretty good students. And we all have our bad days whether we're children or adults. But it's clear

to parents, many who watch these meetings, and there are many, the district is trying very hard to help the students and the bus drivers. They know that this Board supports them, they just want to see that that behavior, whether it's in school, on the bus, waiting on the bus stops, at the bus stops, stays intact. This Board has always worked hard for the students and that's a lot to say about a big City in Waterbury. We get the bad press because we're a big city, but yet some of these incidents may happen in a smaller city and the paper doesn't cover those. For this Board, it's their way and the parents way of knowing you do care about the students, the staff, everybody. For that I say thank you. Some won't like it, others agree, but most agree, this Board really cares about the education in our students in Waterbury. And as I see Anne Marie Culligan sitting over there, I just want her to know one of her special ed students was one of the top students without going into special ed testing, normal ed, with the CMT's and that's something to be very proud of, Mrs. Culligan, and for the parents to be proud of. We do a lot in our district and it's time that your Board and our teachers and our staff get behind you and support you all and if they have any problems, please bring them to the Board. You can't correct something if nobody's communicating. And that's my last sentence. Thank you, God bless you, enjoy your Thanksgiving.

Upon a motion by Commissioner D'Angelo and duly seconded by Commissioner Sweeney, it was voted unanimously to return to the regular order of business to allow the public to address the Board at 6:56 p.m.

HAYES: Motion made and seconded. Any discussion? Hearing none - all in favor, opposed, motion passes unanimously.

**SUPERINTENDENT'S REPORT:** The store Big Lots opened up in the Mattatuck Plaza at 650 Wolcott Street on Friday, November 13. As part of the festivities, Big Lots made a donation of \$2,500 to its nearest school neighbor, Chase Elementary School. Mary Nolan, Kennedy High School graduate class of 2000, is the latest artist whose work is on display at the new Crosby High School media center gallery space. She graduated from Manhattanville College in Purchase, NY with a major in Fine Art. She is a member of the Waterbury Arts and Culture Collaborative, the Greystone Arts League and the Waterbury and Watertown Art League. Her art will be on display in the media center until after our winter recess. Please stop by and see her vibrant exhibit.

Kennedy High School is hosting an Open House for its SOAR program tomorrow evening starting at 6:30 pm.

The Waterbury Arts Magnet School is hosting an Open House for prospective students on Wednesday evening from 6:30 to 8 pm. The school hosted a similar event this past Saturday morning.

Report cards are scheduled to go home on Thursday.

The annual CABE/CAPSS convention is this Friday and Saturday in Mystic. Nancy Vaughan will be presenting her workshop on "Good Communication Starts at Home" on Saturday morning at 9:35 am.

## **Congratulations to all the Middle School Student Athletes on an Outstanding Fall Season!!!!**

### City Champions - Fall 2009

West Side Volleyball  
Wallace Soccer  
North End Girls Cross Country  
Wallace Boys Cross Country

### Student Athletes of the Month - October 2009

West Side Soccer - Eric Bartollini  
Wallace Cross Country - Jayson Matos/Boys team and Priscilla DiMichele/Girls team  
Wallace Volleyball - October is Brittany Balek  
West Side Cross Country - Patrick Hotchkiss, Jasmine Knight  
Wallace Soccer - Enea Alevica.  
North End Volleyball - Yomara Boden  
West Side Volleyball - Krhystal Ortiz  
North End Cross Country – Boys/Armando Torres; Girls/Deana-Jo Alberto

### Monday, November 2, 2009, Cross Country Championship Results

#### Boys

1. Jayson Matos	13:45	Wallace -Gold Medal
2. Armando Torres	13:57	North End-Silver medal
3. Ezequiel Rodriguez	14:09	Wallace-Bronze Medal
4. Ekow Dadzie	14:21	Wallace-Honorable mention
5. Elias Torres	15:23	North End-Honorable Mention

#### Girls

1. DJ Alberto	12:21	North End- Gold Medal
2. Kateri Danay	13:12	North End- Silver Medal
3. Shelby Williams	13:32	North End- Bronze medal
4. Jannell Bond	13:35	North End-Honorable Mention
5. Priscilla DiMichele	13:36	Wallace-Honorable Mention

Reported by Dave Sylvester, Athletic Director Waterbury Middle Schools

**PRESIDENT'S COMMENTS:** I was unable to be at the meeting on Monday. I don't want to be silent on the controversial hiring list that we have. I just want to speak as someone who was on the Ethic's Board 10, 12 years ago when a lot of questions were being raised about the process of hiring people and subsequently was elected to the Board. And our Board at the time felt it was in the best interest of us to be above some of these concerns by taking ourselves out of the process, by simply putting a process in place that would allow us to be out of that process. We have names that come in front of us on a weekly basis and when we see a name, apparently that we know, we want to scrutinize it more than the others. I honestly don't know whether these other people were employed or unemployed when they applied, what they were looking for, what their reason was for applying, but I trust the system that we have in place where we do the posting, we do the interview, we do screen. We have our professional staff handle these interviews. These monies that are here not only just to afford people an opportunity for employment but also the reason we put these positions in place is to

monitor these dollars to make sure that we are above any, we would meet any audits that are there because these dollars are going to be scrutinized probably more than any of the others that we have and that we use. So again, I have faith not only in the two individuals that we've been talking about, but everyone else that is on this list that was hired, that went through the process, and I think we have to be careful when we want to inject ourselves into this process. If we were to approve or disapprove I know, for a fact, there are a lot of people over the years that were disallowed an opportunity to get a job because of their political affiliation. I believe we've been above that and beyond that for a number of years. And these two particular individuals are people that are high profile that we know but they're qualified to do the job, and I'm sure that we will monitor what they're doing and make sure that they do the job as expected, as we will every other person that comes on our list every other week. So I just wanted to point that out, I know it doesn't look good, I can understand the perception of the public looking at it as friends of ours or whatever, but by the same token we cannot disallow people an opportunity to apply and go through the process and get screened. Again, we don't question names on a weekly basis but in this case because of a possible response from the public, which we've all heard, I can't deny that I didn't hear any of those complaints myself. I think we have to stand by the process, trust that Dr. Snead and his staff have gone above and beyond to make sure that whoever we hire is, in fact, qualified and that they went through every step of the process before they recommend them for hiring. That's all I have to say on that. Now we go to our Consent Calendar. Is there anyone wishing to remove anything from the Consent Calendar before I start reading?

President Hayes proceeded to read the list of Consent Calendar items.

## **8. CONSENT CALENDAR**

**Upon a motion by Commissioner D'Angelo and duly seconded by Commissioner Sweeney, with Commissioner O'Leary abstaining on Item 8.5, it was voted to approve the Consent Calendar, Items 8.1 through 8.12, as listed:**

- 8.1 With the approval of the Committee of the Whole, the Superintendent of Schools recommends approval a Memorandum of Understanding with Central Naugatuck Valley RSVP (Retired & Senior Volunteer Program), pending approval as to form by Corporation Counsel.
- 8.2 With the approval of the Committee on Grants, the Superintendent of Schools recommends approval to apply for the KnowHow2GO Connecticut Post Secondary Access and Success Grant.
- 8.3 With the approval of the Committee on Grants, the Superintendent of Schools recommends approval to participate in the MSP (Mathematics and Science Partnership) Grant with Sacred Heart University.
- 8.4 With the approval of the Committee on Grants, the Superintendent of Schools recommends approval of a Professional Services Agreement with Education Connection-Center for Collaborative Evaluation and Strategic Change, to provide evaluation services as outlined in the Safe and Drug Free Schools Carol M. White PEP Grant.

- 8.5 With the approval of the Committee on Grants, the Superintendent of Schools recommends approval of a Professional Services Agreement with Police Activity League of Waterbury, Inc., to provide services/equipment as outlined in the Safe and Drug Free Schools Carol M. White PEP Grant.
- 8.6 With the approval of the Committee on Grants, the Superintendent of Schools recommends approval of a Professional Services Agreement with Greater Waterbury Young Men's Christian Association Inc., to provide services/equipment as outlined in the Safe and Drug Free Schools Carol M. White PEP Grant.
- 8.7 With the approval of the Committee on Building, the Superintendent of Schools recommends approval of an Agreement with The S/L/A/M Collaborative for complete architectural and engineering services for the Waterbury Career Academy High School Construction Project.
- 8.8 With the approval of the Committee on School Personnel, the Superintendent of Schools recommends approval of the job specifications for and new position of Pre-kindergarten Literacy Coach (Title 1 funded).
- 8.9 Motion to approve permission be granted to the following for use of school facilities school organizations and/or City Departments.
- 8.10 Motion to approve that permission be granted to the following for use of school facilities by outside organizations/waiver requests.
- 8.11 With the approval of the Committee on School Activities, the Superintendent of Schools recommends permission be granted to V. De Paulo/A. Frenis, and one chaperone to take 30 students to Manhattan, NY on April 20, 2010 to visit 97 Orchard Street (tenement house).
- 8.12 With the approval of the Committee on School Activities, the Superintendent of Schools recommends permission be granted to M. Ruby/S. Serafine/M. Vagnini, and two chaperones to take 49 students to Boston, MA on December 2, 2009 to visit the Museum of Science.

HAYES: Motion made and seconded. All in favor, opposed.

O'LEARY: I need to abstain because of PAL, Item 8.5.

## **10. COMMITTEE ON BUILDING**

- 10.1 Upon a motion by Commissioner White and duly seconded by Commissioner Harvey, it was voted unanimously to approve Amendment #1 to the Construction Contract with Suburban Middlesex Insulation, Inc. for asbestos abatement for the Duggan School Project.**

HAYES: Motion made and seconded. Under discussion, Commissioner Sweeney.



SWEENEY: I'm just gonna reiterate my comments from last week that it was quite obvious to me hearing that we had not been dealt with in good faith in terms of this contract. There was enough discrepancy between the lowest bid and the next lowest bid to indicate that the other contractors had realized that there was something between the drawings and their site walk that indicated that they needed to put a little more money into that bid. And my sense is that this contractor knew exactly what he was doing. And I think that this settlement serves as warning to anybody else who wants to step up and play the game that way that we're not playing that game. And I would hope, I would hope that they would take it as fair warning not to even step up to the plate if that's how they want to play, cause we're just not gonna take it anymore. So although I would feel much better if we didn't have to put out one dime on this, I do feel that the City dealt in good faith, that the City admitted that there was some asbestos removal there that they had not anticipated and did put out a fair amount for that. And they did take to task the mathematical error that was created by the contractor. So I reluctantly go along with the settlement but I again want to reiterate that we are not gonna stand for this. We are gonna pay a fair wage for work well done but we are not gonna be walked on. Thank you.

THERIAULT: As it has been stated so often at our Building Committee meetings and this Board, once again, we've been taken to the cleaners and maybe dragged by our feet, dragging our heels, but we've been taken to the cleaners. To say that we couldn't calculate the organization that was responsible for the mathematics of calculating the amount of footage or tonnage or whatever, material, then to have the contractor take out the first floor and then suddenly say "that's it, I filled up the quota and I'm finished". In this day and age when we have hand held computers, when we have all kinds of equipment to determine the exact calculations, the exact calculations, for this error to occur is egregious, it just flies in the face of good judgment and it makes us as a Board, unfortunately, look bad like we're not doing our homework. I attended all those Building Committees and I watched very, very carefully and when this error came forward one would ask, I'm not saying this person did this, but did this person or could this person have put in a low bid to get the contract and then thinking maybe if there were more problems later on I could put in a supplemental bid. I'm not saying that happened but there is great temptation for that to occur. So, I too, am very, very cautious. This compounded with the already difficult, difficult problems we've had at Duggan and yet when we look at our situation at Gilmartin it's just the opposite, we did the right thing all the way. So I'm very concerned about this and as we go forward with the rest of the Duggan situation with the other very, very difficult situations that we have to deal with in the future there, we must be very, very cognoscente as we go forward and go forward very, very trepidatiously. Thank you.

HAYES: Anyone else. All in favor, opposed, motion passed unanimously. If you don't mind, I'll take just one brief moment, we have our new Commissioner-elect, Mr. Jose Morales, I'd like him to stand up so we can greet him and congratulate him (applause). Now we have Superintendent's Notification.

Therault – postpone indefinitely,

## **11. SUPERINTENDENT'S NOTIFICATION TO THE BOARD**

D'ANGELO: I make a motion to receive and place on file items 11.1 through 11.8, Superintendent's Notification to the Board, so moved.

O'LEARY: **Second.**

THERIAULT: President Hayes, I'd like to offer a subsidiary motion. I would like to offer that Item 11.3 be postponed indefinitely.

HAYES: The motion on the floor is to receive and place on file.

THERIAULT: I was told I could make a motion with regard to this by removing that item, making a subsidy motion; I'd like an interpretation from our legal counsel or the Corporation Counsel. Specifically Robert's Rules of Order page 258. Subsidy motions – postpone indefinitely.

HAYES: This is receive and place on file Commissioner.

THERIAULT: There can be subsidy motion. The motion was made to receive and place on file, that's correct, there was a second. There can be a subsidy motion; I'm making that subsidy motion that it be postponed indefinitely. If I have a second then we can speak to it.

SWEENEY: **Second.**

HAYES: Motion has been made and seconded. Any discussion on item 11.3, to postpone.

SWEENEY: There's no discussion.

HAYES: The motion is simply to postpone it indefinitely.

D'ANGELO: Point of order, can I ask a question. No matter what we do on this – reject, table, abstain, vote yes, postpone indefinitely, these hires take place, correct?

HAYES: I believe so. As I said, this Board does not have the authority to hire or not hire or to do these appointments, that's why it's put down as a notification to us.

THERIAULT: Point of order, Mr. Chair, on page 258 of Robert's Rules of order it says "the subsidy motion would require a second and is debatable", page 258. And I think this is the same book our Attorney uses.

HAYES: Attorney Mosley, if you'd like to interject yourself here or offer an opinion, this is the first time this question has been raised for me.

THERIAULT: I object, I don't want him to give us an opinion, I want our Attorney, yes I do, I would want an interpretation from our Attorney. Actually, I'd like an opinion from the Corporation Counsel as well.

HAYES: Attorney Mosley, would you like to give your interpretation of what...

ATTORNEY: I'd like to take a minute to look at it.

THERIAULT: Also, another point of order. I really think we need to strengthen out our process with regard to our Attorney. We're paying our Attorney who is an excellent, excellent gentleman...

HAYES: Commissioner Theriault, this is not what we're discussing now.

THERIAULT: This is part of the point of order. The point of order is this, we're asking our Attorney for an opinion, but we can't get an opinion from our Attorney because we have to go through the Corporation Counsel because he's not allowed to give us an opinion.

FLAHERTY-MERRITT: The motion on the table is to postpone indefinitely, which is a subsidiary motion which is allowed according to our handbook.

HAYES: Is discussion allowed?

FLAHERTY-MERRITT: Discussion only on the postponement is allowed.

HAYES: How substantive can that discussion be to allow or disallow? Again, this is the first time for me, first time for all of us. Commissioner Theriault, please repeat your motion.

THERIAULT: Yes, my motion is to postpone indefinitely Item 11.3 – subsidy motion from the motion to accept and approve on file, seconded.

FLAHERTY-MERRITT: Point of order, for clarification, a postpone indefinitely it is senominous with lay on the table which is a motion . . . to get rid of a motion on the floor and it's typically out of order when used to avoid or killing a measure which the Board does want to preside on.

THERIAULT: Point of order, I did not make a motion to table, I made a motion to postpone indefinitely.

FLAHERTY-MERRITT: It's synominous with "laying on the table".

THERIAULT: I still have not gotten an opinion from our lawyer here. With all due respect, Commissioner Flaherty-Merritt is not the parliamentarian.

HAYES: I'll make the decision, I have that authority.

THERIAULT: You're not the attorney.

HAYES: Well you're not either, Commissioner Theriault.

THERIAULT: We have a lawyer; why not give him a crack at it.

HAYES: You just said you didn't want Attorney Mosley, I don't know who you thought I was going to ask first, but you were against whoever that was.

SWEENEY: Point of order.

HAYES: I'm going to make a decision. We'll put that to vote on whether or not we want to remove it and keep the discussion to that. I will read from the Robert's Rules in Plain English – a readable authoritative easy to use guide for running meetings written by Doris P. Zimmerman, and in that it states that I should ask, the presiding officer should ask is it your intent to kill or dispose of the motion regarding the playground – just reading it from the book. Is it your intent to kill or dispose the motion regarding item 11.3?

THERIAULT: Yes, most definitely.

HAYES: That motion is out of order.

LACCONE: Thank you.

THERIAULT: Point of order Mr. Chairman, with all due respect to your interpretation, I still would like an interpretation from our Attorney and I would like this researched by our Attorney and the Corporation Counsel. I'm not satisfied with your adjudication of this matter right now, dijudication.

HAYES: I'm not satisfied with your adjudication or dijudication either. But what I'll do at this point is simply put it to a vote.

**ROLL CALL VOTE ON MOTION TO POSTPONE:**

Yeas: Commissioner Stango, Sweeney, and Theriault - 3  
Nays: Commissioners D'Angelo, Flaherty-Merritt, Harvey, Laccone, O'Leary, White, and President Hayes - 7

HAYES: Motion fails seven to three. We go back to...

THERIAULT: Thank God the spoil system is still alive.

HAYES: Please stop speaking out of order.

**ROLL CALL VOTE ON MAIN MOTION TO RECEIVE AND PLACE ON FILE:**

Yeas: Commissioners Laccone, O'Leary, and President Hayes – 3  
Nays: Commissioners Sweeney and Theriault - 2  
Abstentions: Commissioners D'Angelo, Flaherty-Merritt, Harvey, Stango, and White - 5

11.1 Athletic appointments effective immediately:  
Caouette, Crystal – Cheerleading Coach, WMS.  
Mead, Christine – Head Swim Coach, WSMS.

11.2 Athletic resignations effective immediately:  
Perriello, Robert – Assistant Girls Basketball Coach, CHS.

11.3 Grant funded appointments:

- Berger, Jeffrey J. – ARRA Professional Development Coordinator, 19 hours per week at \$19.81 per hour, no benefits.
- Carlson, Danielle – Title I Instructional Tutor, Brooklyn School, 10 months per year, maximum of 18 hours per week @ \$30 per hour, no benefits.
- Cavicchi, Kathryn – Title I Instructional Tutor, Driggs School, 10 months per year, maximum of 18 hours per week @ \$30 per hour, no benefits.
- Fac, Elizabeth – Walsh Before/After School Program, Teacher, salary according to contract, funded by Priority Schools Grant.
- Ijomah, Kathryn – Title I Instructional Tutor, Chase School, 10 months per year, maximum of 18 hours per week @ \$30 per hour, no benefits.
- Johnson, Abdalla – Prevention Specialist, NEMS, 10 months per year, 35 hours per week, \$735.35 weekly with benefits governed by the SEIU Agreement.
- Knightly, Michele – Title I Instructional Tutor, Chase School, 10 months per year, maximum of 18 hours per week @ \$30 per hour, no benefits.
- Nichols, Aurea – Walsh Before/After School Program, Assistant, \$10.00 per hour, funded by Priority Schools Grant.
- Okoski, Karen A. – Title I Instructional Tutor, Driggs School, 10 months per year, maximum of 18 hours per week @ \$30 per hour, no benefits.
- Pinto, Antonio P. – ARRA Project Manager, \$75,000 annually with benefits governed by the WMAA Agreement.
- Walker, Bernice – Walsh Before/After School Program, Assistant, \$10.00 per hour, funded by Priority Schools Grant.

11.4 TPTA appointments, two hours per day (with bus duty 3 hours per day), four days per week, salary according to contract:

- Jennifer Hernandez-Dwyer, Substitute Lead Teacher, Generali School.
- Thea Ricci, Teacher, Gilmartin School (previously incorrectly listed as Lead Teacher).
- Tricia Meaney, Lead Teacher, Gilmartin School, (previously incorrectly listed as Teacher).

11.5 Teacher new hires:

74	Messner, Patricia	CHS	Science	MA+15	3	11/2/2009
75	Adams, Jeffrey	CHS	ROTC	MA		9/29/2009
76	Blevins, Heather	DW	Psychologist	6th	1	9/11/2009

11.6 Retirements:

- Cetrone, Joseph D. – CHS Special Education, effective July 1, 2010.

11.7 Adult Education appointments effective immediately:

- Christiano, Natalie, Classroom Aide (replacement), 20 hours per week @ \$21.50 p/hour.
- D'Amelio, Justine, Classroom Aide (replacement), 20 hours per week @ \$21.50 p/hour.
- Monaco, Meagan – substitute, as needed @ \$29.00 p/hour.

11.8 Leave of absence requests:

- Agostine-Smith, Nina – WAMS Theater, requesting an unpaid childrearing leave of absence from 11/16/09 through 06/30/10.

Ryan, Diane – Sprague/Bucks Hill ESL, requesting an unpaid childrearing leave of absence from 11/16/09 through 01/04/10.

Strachan, Andrea – Generali Grade 3, requesting and unpaid childrearing leave of absence from 12/10/09 through 12/23/09.

HAYES: They have now been received and placed on file. Onto New Business.

MOSLEY: A clarification on a motion to postpone indefinitely. It must be seconded and it is debatable, according to Robert's Rules of Order, just for clarification purposes.

THERIAULT: Thank you Attorney Mosley. Did you hear that President Hayes?

HAYES: Well who we're gonna try to pick off next meeting, I guess, but at this point it's already been voted on so we'll keep that in mind for the future.

THERIAULT: Don't worry, I will.

HAYES: Anything under New Business? Old Business?

D'ANGELO: I had the misfortune over the weekend of watching a couple of our past Board meetings, and I say misfortune because I was very disappointed in what I saw, and largely that disappointment stemmed from a couple of the comments from one of the Board members and that was myself. I, as all of you, tend to be very passionate about the things we believe in and the desire to do right by the kids and do what's in their best interest and as I watched some of these meetings, I realize sometimes I let my passion go over the line to disrespect and to Commissioner Harvey, to Commissioner Laccone, and President Hayes, I just want to extend my apologies because as I witnessed some of the meetings, I was at times very passionate but also a little disrespectful to the three of you. And I just wanted to get it on the record, I wanted to apologize and tell you that in the future I will try to keep my passion in check and be a little bit more respectful and try to help this Board remain dignified. So, that's all I'm saying.

THERIAULT: I don't wish to apologize for anything. Thank you.

### **ADJOURNMENT**

**Upon a motion by Commissioner O'Leary and duly seconded by Commissioner D'Angelo, it was voted unanimously to adjourn at 7:26 p.m. into Executive Session for discussion concerning the appointment, employment, appointment, employment, performance, health, or dismissal of a public officer or employee.**

Executive Session ended at 8:18 p.m., no votes were taken. Present were: President Hayes, Commissioners D'Angelo, Flaherty-Merritt, Harvey, Laccone, O'Leary, Stango, Sweeney, Theriault, and White.

ATTEST: \_\_\_\_\_  
Carrie A. Swain, Clerk  
Board of Education