

**Board of Education Meeting
Regular Meeting
Wednesday, November 2, 2022
High School Library
7:00 p.m.**

PRESENT: Holly Barker-Flynn
Matthew Dreher
Jason Fernau
Dr. Julia Routbort Baskin
Lawrence Ryan
Timothy Turbiak
Katie Whittemore

STAFF PRESENT: Dr. Gianleo Duca, Interim Superintendent of Schools

CALL TO ORDER

Jason Fernau called the regular meeting to order at 7:00 p.m.

Mr. Fernau announced the Interim Superintendent would be Clerk Pro Tem for this meeting.

RECOGNITION

Mr. Fernau described the Twitter feeds of the District.

Mr. Fernau highlighted the Scotties Re-Cap; he described the Re-Cap and thanked everyone involved. He encouraged students to continue their work in the High School Studio.

Dr. Duca thanked the Sheriff's Department for their efficient work. He also thanked the District's administration for their expedient work

STUDENT GOVERNMENT

Student Government shared that they would be sponsoring a Thanksgiving Food Drive, and shared the specifics of the upcoming event, stating over 300 families were helped last year.

Student Government stated they would be helping with the Christmas Toy Drive. Students will be working on picking up and sorting items.

Student Government announced there would be a Holiday Trivia this year.

Student Government stated Holiday Spirit Week would be December 19th – 22nd.

Mr. Fernau thanked all the partners within the community that work with the District to enhance student experiences.

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Mr. Fernau stated the Board usually gets a team together for Trivia. He expressed hope for a team this year.

PUBLIC COMMENT

Brian Grey, 38 Birch Tree Lane, Milton, corrected his statement from a prior meeting regarding the resource officer riding the bus. He voiced concern regarding a response email regarding violence in the school.

Mr. Grey repeated his request for the formation of a committee regarding violence in the schools. Mr. Grey discussed the communication regarding the most recent threats in the District, as well as, the lack of communication. He voiced his displeasure with the response he received from the Board President regarding safety in the schools.

Meghan Sodden, 34 Liberty Drive asked questions on Policy #1510, regarding clarity on timing. She voiced a desire for everyone to be heard and for verbiage to increase the regularly scheduled times.

Megan Soden asked for clarification regarding intent and the process of individuals identifying themselves for public comment. She voiced a desire for the meetings to be inclusive and allow everyone interested to participate.

Megan Soden voiced concern regarding Policy #5235 and the unilateral authority of the board to remove a memorial or recognition that had already gone through a process to be put in place. She voiced a desire to have public input prior to the removal of a recognition or memorial.

APPROVAL OF MINUTES

MOTION BY Holly Barker-Flynn, seconded by Timothy Turbiak that the Board of Education approve the regular minutes from the October 5, 2022 meeting.

Ayes all

MOTION BY Ms. Barker-Flynn, seconded by Mr. Turbiak that the Board of Education approve the regular minutes from the October 19, 2022 meeting.

Ayes all

COMMITTEE REPORTS

None

CORRESPONDENCE

Dr. Duca reported there had been 11 emails to the District on various topics including transportation, discipline, transportation messaging and the recent threats.

Mr. Fernau stated the board had received two emails regarding Curriculum and Instruction.

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ANNOUNCEMENTS

Stuart Williams reminded everyone the superintendent search has been launched. He stated responses were needed by November 9th.

Mr. Williams announced the 2nd Financial Aid / FASFA Workshop.

Mr. Williams announced Saturday Robot Rumble would be held on November 5th and he shared location and time.

Mr. Williams announced Scottie's Closet would be held on 11/5 in the Middle School.

Stuart Williams announced the Clean Tech ECH Information and Fall Student Project Exhibition would be on November 9th beginning at 8 am. He announced the Clean Tech ECHS Program Information Night would also be on November 9th at 6 pm.

Mr. Williams reminded everyone there would be an early release day on November 10th.

Mr. Williams reminded everyone there would be no school on Friday, November 11th in observance of Veteran's Day.

Mr. Fernau stated the District would be sending out a reminder to the community that there is one week left to complete the Superintendent Search Survey. He stated over 700 responses had already been collected. Mr. Fernau stated it would be very helpful to have community input on the matter.

OLD BUSINESS

None

NEW BUSINESS

Resolution #289 - Board of Education Policy Manual File 1510 – Regular Board Meetings and Rules (Quorum and Parliamentary Procedure)

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District that Board of Education Policy Manual File 1510 Regular Board Meetings and Rules (Quorum and Parliamentary Procedure), be approved and tabled for the required 28-day period, be and is hereby approved.

MOTION BY Ms. Barker-Flynn, seconded by Matthew Dreher that the Board of Education approve Resolution #289 – Board of Education Policy Manual File 1510 – Regular Board Meetings and Rules (Quorum and Parliamentary Procedure)

Discussion

Lawrence Ryan asked if the quorum number had been changed from 4 to 5.

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Katie Whittemore stated the only change in the policy addressed virtual attendance. She stated she would double check on the number of board members required for a quorum.

Mr. Fernau reminded everyone it was the first read of the policy. He reminded everyone of the process and shared the public location of the resolutions.

Ayes all

Resolution #290 - Board of Education Policy Manual File 5235 – Memorials and Dedications

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District that Board of Education Policy Manual File 5235 Memorials and Dedications, be approved and tabled for the required 28-day period, be and is hereby approved.

MOTION BY Mr. Turbiak, seconded by Ms. Barker-Flynn that the Board of Education approve Resolution #290 – Board of Education Policy Manual File 5235 – Memorials and Dedications

Discussion

Mr. Fernau stated this was a new policy and explained the process and stated the resolution was on the website for review.

Ayes all

Resolution #291 - State Environmental Quality Review (SEQRA)

WHEREAS, the Board of Education of the Ballston Spa Central School District (“Board”) is considering to undertake a project involving adding air conditioning to select classrooms at Gordon Creek Elementary School at 50 Wood Road, Ballston Spa, NY and the Ballston Spa Middle School at 210 Ballston Avenue, Ballston Spa, NY, all of which is in existing space and involves no construction of additions or expansion of existing site facilities (“the Project”); and

WHEREAS, the Board wishes to fully comply with its obligations under the State Environmental Quality Review Act (“SEQRA”) and the regulations thereunder with respect to the proposed action; and

WHEREAS, the Board of Education has reviewed the Proposed Action with respect to the Type II criteria set forth in the SEQRA Regulations at 6 NYCRR Part 617.5 and has determined that the Proposed Action is a Type II action pursuant to Section 617.5(c)(1), (2) and/or (8) of the SEQRA Regulations;

WHEREAS, the Board has carefully considered the nature and scope of the proposed action; and

WHEREAS, upon review of the foregoing, the Board makes the following determinations:

1. The proposed action involves adding air conditioning to select classrooms at Gordon Creek Elementary School at 50 Wood Road, Ballston Spa, NY and the Ballston Spa Middle School at 210 Ballston Avenue, Ballston Spa, NY, all of which is in existing space and involves no construction of additions or expansion of existing site facilities (“the Project”).

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2. The proposed Project represents maintenance or repair involving no substantial changes in an existing facility or structure within the meaning of 6 NYCRR 617.5(c)(1); and/or alternatively the replacement, rehabilitation or reconstruction of a structure or facility in kind within the meaning of 6 NYCRR 617.5(c)(2); and/or alternatively a routine activity of an educational institution, including expansion of existing facilities by less than 10,000 square feet of gross floor area, within the meaning of 6 NYCRR § 617.5(c)(8).

3. The proposed action will in no case have a significant adverse impact based on the environment based on the criteria contained in 6 NYCRR § 617.7(c), and is not otherwise a Type I action as defined by 6 NYCRR § 617.4.

4. The proposed action is a Type II action within the meaning of 6 NYCRR 617.5 and is therefore not subject to review under SEQRA and the regulations thereunder.

NOW THEREFORE BE IT RESOLVED, that the Board finds and concludes that the proposed action is a Type II action within the meaning of 6 NYCRR 617.5 and therefore is not subject to review under SEQRA and the regulations thereunder.

MOTION BY Mr. Turbiak, seconded by Ms. Barker-Flynn that the Board of Education approve Resolution #291 – State Environmental Quality Review (SEQRA)

Ayes all

Resolution #292 - American Rescue Plan Act (ARPA)

WHEREAS, the District will be receiving funds pursuant to the American Rescue Plan Act (“ARPA”) which can be used by the District for rehabilitation, reconstruction, and improvements in school buildings; and

WHEREAS, Section 1718 of the New York State Education Law provides that projects paid for by specific grants and with no District funds may occur without voter approval;

NOW, THEREFORE, IT IS HEREBY RESOLVED, that as a result of the District receiving funds pursuant to ARPA the Board hereby authorizes the District to engage in the reconstruction, rehabilitation, and improvements at the Middle School building, including mechanical system improvements and certain ventilation equipment replacement and the provision for air conditioning and exhaust systems, as well as all required electrical modifications and associated material abatement and replacement of flooring and ceiling systems at a cost not to exceed \$446,292, which cost shall be paid exclusively from funds received by the District pursuant to ARPA and without any District funds.

MOTION BY Mr. Turbiak, seconded by Ms. Barker-Flynn that the Board of Education approve Resolution #292 – American Rescue Plan Act (ARPA)

Ayes all

Resolution #293 - Coronavirus Response and Relief Supplemental Appropriations Act (CRRSA)

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WHEREAS, the District will be receiving funds pursuant to the Coronavirus Response and Relief Supplemental Appropriations Act (“CRRSA”) which can be used by the District for rehabilitation, reconstruction, and improvements in school buildings; and

WHEREAS, Section 1718 of the New York State Education Law provides that projects paid for by specific grants and with no District funds may occur without voter approval;

NOW, THEREFORE, IT IS HEREBY RESOLVED, that as a result of the District receiving funds pursuant to CRRSA the Board hereby authorizes the District to engage in the reconstruction, rehabilitation, and improvements at the Gordon Creek Elementary building, including mechanical system improvements and certain ventilation equipment replacement and the provision for air conditioning and exhaust systems, as well as all required electrical modifications and associated material abatement and replacement of flooring and ceiling systems at a cost not to exceed \$639,461, which cost shall be paid exclusively from funds received by the District pursuant to CRRSA and without any District funds.

MOTION BY Mr. Turbiak, seconded by Ms. Barker-Flynn that the Board of Education approve Resolution #293 – Coronavirus Response and Relief Supplemental Appropriations Act (CRRSA)

Ayes all

Resolution #294 – Award of Bid – 2022-2023 Transportation

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District, that the bid award for special transportation to the following location, be and is hereby approved:

<u>Vendor</u>	<u>Location</u>	<u>Daily Rate</u>
Durrin, Inc.	Vanderhyden School	\$198
Upstate Transit of Saratoga	Mayfield School	\$421

MOTION BY Mr. Turbiak, seconded by Ms. Barker-Flynn that the Board of Education approve Resolution #294 – Award of Bid – 2022 – 2023 Transportation

Ayes all

Resolution #295 - Agreement – Professional Services

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District, that the agreement between Nursecore Management Services, LLC D/B/A Nursecore of Albany, and the District, to provide per diem supplemental nursing service personnel during the 2022-2023 school year, be and is hereby approved.

MOTION BY Mr. Turbiak, seconded by Ms. Barker-Flynn that the Board of Education approve Resolution #295 – Agreement – Professional Services

Ayes all

Resolution #296 - Budget Transfers

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BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District, that the Fiscal Year 2022-2023 Budget Transfers, be and are hereby approved.

MOTION BY Mr. Turbiak, seconded by Ms. Barker-Flynn that the Board of Education approve Resolution #296- Budget Transfers

Ayes all

Resolution #297 - Placement of Students with Disabilities

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District, that the said Board arrange placement of the following students as recommended by the District Committee on Special Education, effective November 2, 2022 be and are hereby approved:

Student #275694	Student #279418	Student #277868
Student #279389	Student #279595	Student #279530
Student #277572	Student #278055	Student #275921
Student #279414	Student #278602	Student #278099
Student #276180	Student #277440	Student #23437
Student #276236	Student #272965	Student #277503
Student #278994	Student #273527	Student #279115
Student #279410	Student #277004	Student #278313
Student #277131	Student #275548	Student #276158
Student #277489	Student #279374	Student #274789
Student #279518	Student #277204	Student #277823
Student #275863	Student #279576	Student #277757
Student #278371	Student #274146	Student #272441
Student #277260	Student #279514	Student #276697
Student #275714	Student #272893	Student #274509

MOTION BY Mr. Turbiak, seconded by Ms. Barker-Flynn that the Board of Education approve Resolution #297 – Placement of Students with Disabilities

Ayes all

Resolution #298 - Placement of Preschool Students with Disabilities

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District, that the said Board arrange placement of the following students as recommended by the District Committee on Preschool Special Education, effective November 2, 2022 be and are hereby approved:

Student #279247	Student #279012	Student #279201
Student #277112	Student #279453	Student #279349

MOTION BY Mr. Turbiak, seconded by Ms. Barker-Flynn that the Board of Education approve Resolution #298 – Placement of Preschool Students with Disabilities

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Ayes all

Resolutions #299 - #310 are recognized as a consent agenda for the purpose of Board of Education action.

Resolution #299 - Resignation

IT IS HEREBY RESOLVED THAT, upon the recommendation of the Interim Superintendent, the resignation of Nancy Lashway effective November 4, 2022 is hereby accepted, the Agreement between Ms. Lashway and the School District dated October 20, 2022 is hereby approved, and the Interim Superintendent and Board President are authorized to execute the Agreement on behalf of the School District.

Resolution #300 - Resignation

BE IT RESOLVED, that the Board of Education of the Ballston Spa Central School District hereby accepts the resignation of the employee(s) listed below, with effective date(s) shown, be and is (are) hereby approved:

<u>Name</u>	<u>Position</u>	<u>Effective Date</u>
Josette Brownell	Cleaner	11/09/22
William Little Jr.	Bus Driver	10/23/22
Debra Vukas	School Aide	11/28/22

Resolution #301 - Amendment – Extra Duties

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District that the following person(s) previously appointed on June 15, 2022 in Resolution #582 be amended to the position(s) indicated below, for the 2022-2023 school year, with rate shown, be and is (are) hereby approved:

<u>Name</u>	<u>Title, Location</u>	<u>Rate</u>
Katie Calhoun	Instructional Teacher Leader – Science, HS	\$4,323/yr.

Resolution #302 - Amendment – Interscholastic Sports Coaches

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District that the following person(s) previously appointed on September 7, 2022 in Resolution #217 be amended to the position(s) indicated below, be and is (are) hereby approved:

<u>Name</u>	<u>Title</u>	<u>Stipend</u>
Sarah Hinman	Varsity Assistant Girls Basketball	\$5,837

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Resolution #303 - Tenure Appointment

BE IT RESOLVED, that upon the recommendation of the Superintendent of Schools, by the Board of Education of the Ballston Spa Central School District that the following person(s) be awarded tenure, be and is hereby approved:

<u>Name</u>	<u>Tenure Area</u>	<u>Commencement Date</u>
Kaitlin Amico	Teaching Assistant	11/16/22

Resolution #304 - Permanent Appointment

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District that the following person(s) be granted permanent appointment to the position(s) indicated below with effective date(s) shown, be and is (are) hereby approved:

<u>Name</u>	<u>Position</u>	<u>Effective Date</u>
Sharlene Collins	Bus Driver	11/29/22
Nyrelle Horton	Special Education Aide	11/29/22
Elizabeth Myers	Bus Dispatcher	11/29/22
Deanne Nolin	Special Education Aide	11/29/22

Resolution #305 - Appointment – Support Services

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District that the following person(s) be granted appointment to the probationary position(s) indicated below, with hours, rate and effective date(s) shown, be and is (are) hereby approved:

<u>Name</u>	<u>Position</u>	<u>Max. Hrs./Wk.</u>	<u>Rate</u>	<u>Effective Dates</u>
Laura Avery	Special Education Aide	32.5	\$18.50/hr.	11/03/22-11/02/23
Emily Lavoy	School Aide	37.5	\$16.06/hr.	11/03/22-11/02/23
Kyle Williams	Cleaner	24	\$19.00/hr.	11/03/22-11/02/23

Resolution #306 - Appointment – Support Services

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District that the following person be appointed to the provisional position indicated below, with effective date, hours and rate shown, and hereby approves the agreement, be and is hereby approved:

<u>Name</u>	<u>Position</u>	<u>Max. Hrs./ Wk.</u>	<u>Rate</u>	<u>Effective Date</u>
Alexey Pyatovsky	Network Technician	37.5	\$34.71/hr.	11/14/22

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Resolution #307 - Appointment – Support Services

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District that the following person(s) be appointed to the position(s) indicated below for the 2022-2023 school year, with hours and rate shown, be and is (are) hereby approved:

<u>Name</u>	<u>Position</u>	<u>Max Hrs./Wk.</u>	<u>Rate</u>
Maren Almansberger	Student Lifeguard	30	\$15.00/hr.
Krista Arpey	School Aide	10	\$16.06/hr.
Matthew Bablin	Student Lifeguard	30	\$15.00/hr.
Lydia Beyersdorf	Substitute Bus Attendant	30	\$16.35/hr.
Katie Canary	School Aide	10	\$16.06/hr.
Lucinda Dawson	School Aide	10	\$16.06/hr.
Ava Durfee	Substitute Lifeguard	30	\$16.17/hr.
Lauren Fowler	Substitute Lifeguard	30	\$16.17/hr.
Austin Gregory	Driver In Training	40	\$20.00/hr.
Laurie Horsch	Substitute Lifeguard	30	\$16.17/hr.
Emily Krasniqi	Student Lifeguard	30	\$15.00/hr.
Laura McIntosh	School Aide	10	\$16.06/hr.
Lee McKinley	Student Lifeguard	30	\$15.00/hr.
Hannah Smith	Student Lifeguard	30	\$15.00/hr.
Caroline Srokowski	Substitute Lifeguard	30	\$16.17/hr.
Cindy Winslow	School Aide	10	\$16.06/hr.

Resolution #308 - Appointment – Increase in Hours – Support Services

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District that the following person(s) be granted an increase in hours to the position(s) indicated below with effective date(s) shown, be and is (are) hereby approved:

<u>Name</u>	<u>Position</u>	<u>Max Hrs./Wk.</u>	<u>Effective Date</u>
Steven Baldes	Bus Driver	30	10/16/22
Paul Mulrain	Bus Driver	28.75	10/16/22
Jennifer Nesta	Bus Driver	28.75	10/16/22
Philip Patnode	Bus Driver	27.5	10/16/22
Danial Quinn	Bus Driver	26.25	9/28/22
Karl Ruger	Bus Driver	27.5	10/16/22

Resolution #309 - Appointment – Co-Curricular Clubs and Activities

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District that the following person(s) be appointed to the advisor position(s) to the following clubs and activities for the 2022-2023 school year, with stipend shown, be and is (are) hereby approved:

<u>Name</u>	<u>Title, Location</u>	<u>Stipend</u>
Jenny Bottisti	Robotics Club Assistant, HS	\$2,018
Kaila Duclos	Freshman Class Advisor, HS	\$931

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Resolution #310 - Appointment- Co-Curricular Clubs and Activities Volunteers

BE IT RESOLVED, by the Board of Education of the Ballston Spa Central School District that the following person(s) be appointed to the volunteer position(s) to the following clubs and activities for the 2022-2023 school year, with stipend shown, be and is (are) hereby approved:

<u>Name</u>	<u>Title, Location</u>	<u>Stipend</u>
Katelyn Cittadino	Odyssey of the Mind, MT	n/a
Lisa England	Odyssey of the Mind, MT	n/a
Ryan England	Odyssey of the Mind, MT	n/a
Malinda Freeman	Odyssey of the Mind, MT	n/a
Jennifer Lewis	Odyssey of the Mind, MT	n/a
Lauren Petteys	Odyssey of the Mind, MT	n/a
Kathryn Skanes	Odyssey of the Mind, MA	n/a
Anne Sweet	Odyssey of the Mind, MA	n/a
Steven Sweet	Odyssey of the Mind, MA	n/a
Julie Tierney	Odyssey of the Mind, MT	n/a
Elizabeth VanVolkenburg	Odyssey of the Mind, MT	n/a
Jessica Vinson	Odyssey of the Mind, MA	n/a
Danielle Wilson	Odyssey of the Mind, MT	n/a
Patrick Wilson	Odyssey of the Mind, MT	n/a
Stephen Young	Odyssey of the Mind, MA	n/a

MOTION BY Timothy Turbiak, seconded by Holly Barker-Flynn that the Board of Education approve Resolutions #299 - 310

Discussion

Jason Fernau thanked retiring individuals for their service, and welcomed those being appointed.

Ayes all

BSATA, BSTA, CSEA, and PTA

Timothy Turbiak shared information regarding PTA meetings. He shared the success of the book hand out and the number of students available at the Harvest.

Timothy Turbiak stated there had been a post Halloween emergency snack handout.

Timothy Turbiak shared fundraiser information and upcoming events from the PTAs.

Jason Fernau stated he had seen the post Halloween emergency snack cart on Twitter. Jason Fernau thanked the PTA for putting out the communication sharing the events.

PUBLIC COMMENT

Brian Grey, Birch Tree Lane, Milton, shared concerns regarding the significant threats and possible future threats. He shared concerns regarding the email message from 8/4/22 and the board's "out of touch" perception on school violence.

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Brain Grey shared his son's experiences and his son's feelings on not being safe at school. He challenged the Board to take the information seriously even if it did not promote the narrative. He shared his desire to a proactive approach to curbing violence.

Brian Grey shared some positive events that had happened. He invited families watching at home to come in and share their views with the Board. He thanked the Board for their services and stated he would like to see the board go in a different direction.

Kristofer DuBuque, 6 Kaleen Dr Ballston Spa, echoed Mr. Grey's concerns. He voiced concerns regarding upcoming vaccine mandates. He commended the District and other surrounding Districts that did not require athletes to be vaccinated. Mr. DuBuque encouraged everyone to vote.

Kristofer DuBuque shared his son's story regarding synagogue, the vaccine and the school District's positive response.

Kristofer DuBuque voiced a request for a building leadership team. He shared information regarding requirements of Title V schools.

Paul Brisson stated he had attended a meeting at the end of September to request more transparency regarding supporting documents, subcommittee work and information given to decision makers being included within the minutes.

Mr. Brisson stated there was no actual information in the minutes for most decision making. He stated the documents and information available on the budget had been amazing.

Mr. Brisson voiced concerns regarding the minutes that had yet to be posted. He voiced his opinion on the value and importance of minutes. Mr. Brisson stated it did not feel as though the Board wanted the community involved. He stated he did not agree with many things the District was doing, but want to be educated on the information regarding the decisions to act. He stated there had been less transparency since his request.

ADJOURNMENT

MOTION BY Mr. Turbiak, seconded by Ms. Barker-Flynn that the Board of Education adjourn to executive session to discuss the employment of a particular person, and a particular student matter protected by Federal Law at 7:47 p.m. not to return to the Regular Board of Education meeting.

Ayes all

Respectfully submitted,

Gianleo Duca
Clerk of the Board pro tem