

Regular Meeting

November 8, 2022

The regular meeting of the Board of Education of the Caledonia-Mumford Central School District was called to order by the Board President, at 6:00 p.m. in the Middle/High School Auditorium.

Members present: Chris Richter, Liz Doll, Michael Balonek, John Bickford, Liz Dietrich, and Arnie Rychlicki.

Members absent: Jamie Fitch

Others present: Robert Molisani, Superintendent; Jeremy Nardone, Business Administrator; Michele Meyer, Assist. Principal/Curr. & Instruction Coordinator; Rebekah Chenaille, Middle/High School Principal; Megan Rogers, Pupil Services Director; Susan Voos, District Clerk, and community members.

III. ADDITIONS/DELETIONS/CHANGES TO THE AGENDA

IX. PERSONNEL

- 2. Appointment of Per Diem Substitutes**
- 9. Appointment of School-to-Work Student**

CONSENT AGENDA

VI. 1. Minutes

- 8. Revision to Board Policy #1510 Regular Board Meetings and Rules**

IV. CONSENT AGENDA

Motion was made by Balonek, seconded by Bickford, to approve the following Consent Agenda items.

1. Minutes 10/11/2022
 2. General Fund Warrants #18, 20, 22
 3. School Lunch Fund Warrant #3
 4. Federal Fund Warrant #3
 5. District Treasurer's Report –October 2022
 6. Extra Classroom Treasurer's Report – September 2022
 7. CSE Recommendations:
- Ayes 6, Nays 0, motion carried

V. COMMUNICATIONS

1. Correspondence – Mr. Molisani reported Points of Pride: Savvy Raiders, in grades 6-12 for the month of October, Operation Green Light which is an initiative to give special attention to veterans, National Honor Society Induction ceremony will be held in the auditorium on Wednesday evening, and on Thursday the NHS will be hosting, for the first time, a community Veterans' Breakfast. Mr. Molisani also mentioned the senior play is on Friday and Saturday evening, November 18 & 19, at 7:00 p.m. and as Mr. Meloon would say "It's guaranteed to be the best senior play of the year."
2. Guests of the Board - None
3. Public Forum – None

VI. SUPERINTENDENT'S REPORT

1. Honor and High Honor Roll: continue to be strong for our students
2. 2022-2023 Capital Outlay Update – the work continues in gymnasiums. At this time, the lighting in middle school gym is completed, working on high school gym and then lights in the M/HS vestibule area.
3. Asbestos Emergency Project Update - Elementary Auditorium - finished up over the weekend, air monitoring has been completed, there were no issues and the auditorium is open.

VII. OLD BUSINESS – None

1. Adoption of the 2023-2024 Budget Calendar

Motion by Bickford and seconded by Dietrich that the Board of Education, upon the recommendation of the Superintendent, approve the 2023-2024 Budget Calendar as presented. Ayes 6, Nays 0, motion carried

VIII. NEW BUSINESS

1. Sale and Disposal of School District Property

Motion by Rychlicki and seconded by Bickford that the Board of Education, upon the recommendation of the Superintendent, award the bid for miscellaneous items to the highest bidders from Auctions International website per Board Policy #5250 SALE AND DISPOSAL OF SCHOOL DISTRICT PROPERTY. Ayes 6, Nays 0, motion carried

2. Appointment of Director of Physical Education

Motion by Balonek and seconded by Dietrich that the Board of Education, upon the recommendation of the Superintendent, approve Robert Molisani as the Director of Physical Education for the 2022-2023 school year. Ayes 6, Nays 0, motion carried

3. SEQRA

Motion by Rychlicki and seconded by Dietrich that the Board of Education, upon the recommendation of the Superintendent, approve the following SEQRA:

WHEREAS, on or about October 12, 2022, the Caledonia-Mumford Central School District (the “District”) with Genesee Valley BOCES conducted an inspection of the Caledonia-Mumford Elementary School (the “School”), including the auditorium and adjacent classroom areas of the School, and discovered asbestos-containing materials (“ACM”); and

WHEREAS, the presence of ACM in the School constitutes an emergency which threatens the health and safety of the building occupants and requires the District to take appropriate immediate action which cannot await competitive bidding as otherwise may be required, so as to ensure the protection of District property and the health, safety and the welfare of the occupants of the School; and

WHEREAS, the presence of ACM in the School requires the District to take immediate action to remove and abate the ACM materials and to replace elements of the building affected by the abatement work (the “Work”); and,

WHEREAS, the District recommends the Work be engaged to be as least burdensome as possible while simultaneously protecting human health and environment; and,

WHEREAS, to complete the Work needed at the School, the District is required to hire qualified, certified and/or licensed contractor(s) to perform and complete such work, so as to ensure the protection of District property and the health, safety and welfare of the occupants of the School; and,

WHEREAS, the New York State Education Department has determined that expenses incurred to mitigate the effects of an emergency are ordinary contingent expenses that can be funded by a school district’s unallocated fund balance; and

WHEREAS, the District is authorized to utilize the unallocated fund balance to pay the costs to be incurred to complete the Work; and

WHEREAS, the completion of the Work is in the best interests of the District given its emergency nature and impact on student and staff health and safety; and

WHEREAS, pursuant to the New York State Environmental Quality Review Act, Article 8 of the Environmental Conservation Law and 6 NYCRR Part 617 (collectively referred to as "SEQRA"), the District intends to proceed as the lead agency in making a determination pursuant to SEQRA for the Work.

NOW, THEREFORE, BASED UPON THE FOREGOING, THE BOARD OF EDUCATION OF THE DISTRICT (THE "BOARD") HEREBY:

1. Declares the existence of ACM in the Caledonia-Mumford Elementary School an emergency which threatens the health and safety of the building occupants; and,
2. Declares that the District is the Lead Agency for SEQRA review of the proposed Work; and
3. Determines that the Work as defined above constitutes a Type II Action within the meaning of SEQRA in that the Work constitutes an emergency under the circumstances within the meaning of 6 N.Y.C.C.R § 617.5(c)(42) and such work shall be undertaken so as to avoid undue impact as practicable, and, as such, no further SEQRA review or action is required in connection with the authorization, funding or undertaking of the Work; and,
4. Determines that the Work constitutes emergency improvements or repairs necessary to be completed immediately that cannot necessarily await competitive bidding for the reasons set forth above. Therefore, contracts for the Work, including purchases of any materials or services necessary to complete the Work may be led by the Superintendent of the District, or by his designee, without competitive bidding and by whatever means necessary to complete the Work in the most practical manner in accord with applicable law and in the best interests of the District; and,
5. Authorizes the Superintendent of Schools to execute a contract with Hunt Engineers to provide professional architectural and engineering consulting, design and construction administration services in relation to the Work; and,
6. Authorizes the Superintendent of Schools and/or his designee to select a licensed and/or certified contractor(s) to conduct removal, encapsulation, enclosure, repair, and/or operations and maintenance for the School in the least burdensome and necessary response action that protects human health, safety and the environment; and,
7. Authorizes the Superintendent of Schools and/or his designee to enter into a contract with such selected contractor(s) according to terms of a contract(s) approved by counsel to the District and authorizes the Superintendent of Schools to execute such contract(s); and,
8. Authorizes the expenditure of funds up to \$70,000.00 (the "Expenditure") from the District's unallocated fund balance to pay the costs of and associated with the Work; and

9. Declares the Expenditure constitutes an ordinary contingent expense within the meaning of Education Law Section 2023; and

10. Authorizes the Superintendent of Schools to execute any other documents consistent with this Resolution; and

11. Deems this Resolution to take effect immediately and shall also ratify previous actions undertaken by the District staff to implement the work, and to protect and preserve District property and ensure the safety of the occupants of the School under the circumstances.

Ayes 6, Nays 0, motion carried

4. 1st reading of Board Policies

Mr. Molisani stated that the following policies are new for the District with recommendations from our attorneys and policy committee. These policies will be presented to the Board for two readings before approved as a new policy.

#3421 TITLE IX AND SEX DISCRIMINATION

#5633 GENDER NEUTRAL SINGLE-OCCUPANCY BATHROOMS

#7450 STUDENT VOTER REGISTRATION AND PRE-REGISTRATION

5. Board Policy Revisions

Motion by Rychlicki and seconded by Dietrich, that the Board of Education, upon the recommendation of the Superintendent, approve the revisions for the following Board Policies:

Mr. Molisani pointed out that all the changes in the policies are due to the changes in the laws.

#3310 PUBLIC ACCESS TO RECORDS

#5681 SCHOOL SAFETY PLANS

#5741 DRUG AND ALCOHOL TESTING FOR SCHOOL BUS DRIVERS

#6121 SEXUAL HARASSMENT IN THE WORKPLACE

#7131 EDUCATION OF STUDENTS IN TEMPORARY HOUSING

#7240 STUDENT RECORDS: ACCESS AND CHALLENGE

#7530 CHILD ABUSE AND MALTREATMENT

Ayes 6, Nays 0, motion carried

EXECUTIVE SESSION

Motion by Balonek and seconded by Dietrich that the Board of Education adjourn to Executive Session at 6:21 PM to discuss the employment and employee history of particular persons and confidential student records protected by FERPA.

Ayes 6, Nays 0, motion carried

Motion by Rychlicki and seconded by Dietrich that the Board of Education return to regular session at 7:28 PM.

Ayes 6, Nays 0, motion carried Discussion:

IX. PERSONNEL

1. Resignation of Custodial Worker

Motion by Bickford and seconded by Balonek that the Board of Education, upon recommendation of the Superintendent, accept the resignation of **John McNulty**, Custodial Worker, effective October 21, 2022.

Ayes 6, Nays 0, motion carried

2. Appointment of Per Diem Substitutes

Motion by Bickford and seconded by Balonek that the Board of Education, upon recommendation of the Superintendent, appoint the following as a Per-diem Substitutes for the 2022-2023 school year

Margaret Newbern -----Cafeteria Monitor	Bella Pillittere----- Cleaner
Kylee Gower -----Teacher	Brooke VanDyne ---- Cleaner
Gavin Cooper ----- Cleaner	Jacob Rychlicki ----- Cleaner, Teacher
Rob Hale ----- Cleaner	

Ayes 5, Nays 0, Abstain 1, motion carried

3. Appointment of Cafeteria Monitor

Motion by Bickford and seconded by Balonek that the Board of Education, upon recommendation of the Superintendent, appoint **Ashley Guess**, to the non-probationary civil service appointment for a part-time (3.25 hours) Cafeteria Monitor position, effective October 24, 2022.

Ayes 6, Nays 0, motion carried

4. Appointment of Building Maintenance Mechanic

Motion by Bickford and seconded by Balonek that the Board of Education, upon recommendation of the Superintendent, appoint **Jacob Greene** to 1.0 FTE probationary civil service Building Maintenance Mechanic effective November 14, 2022. The probationary period will be effective November 14, 2022, through November 13, 2023.

Ayes 6, Nays 0, motion carried

5. Appointment of Class Advisors

Motion by Bickford and seconded by Balonek that the Board of Education, upon recommendation of the Superintendent, appoint the following as Class Advisors for the 2022-2023 school year.

Erin Streb----- Grade 8

Elizabeth Barbour -----Grade 6

Ayes 6, Nays 0, motion carried Motion by:

6. Resignation of Attendance Clerk/Secretary to the Transportation Director

Motion by Bickford and seconded by Balonek that the Board of Education, upon recommendation of the Superintendent, accept with regret and best wishes, the resignation of **Brandy Warner**, Attendance Clerk/Secretary to the Transportation Director effective January 1, 2023.

Ayes 6, Nays 0, motion carried

7. Approval of Leave of Absence

Motion by Bickford and seconded by Balonek that the Board of Education, upon recommendation of the Superintendent, approve employee **#775** leave of absence on or about December 14, 2022, through on or about January 3, 2023.

Ayes 6, Nays 0, motion carried

8. Resignation of Bus Driver

Motion by Bickford and seconded by Balonek that the Board of Education, upon recommendation of the Superintendent, accept with regret and best wishes the resignation of **Patrick Mooney**, Bus Driver, effective November 2, 2022.

Ayes 6, Nays 0, motion carried

9. Appointment of School-to-Work Student

Motion by Bickford and seconded by Balonek that the Board of Education, upon recommendation of the Superintendent, approve the appointment of **T.J. Curts** as a School-to-Work student in the maintenance area for the 2022-2023 school year.

Ayes 6, Nays 0, motion carried

X. ADJOURNMENT

Motion by Balonek, seconded by Bickford that the Board of Education adjourn the meeting of November 8, 2022, at 7:31 PM.

Ayes 6, Nays 0, motion carried

Susan Voos, District Clerk