

Jacqueline Edwards  
President

Dr. Gary Porcelli  
Vice President



Jonathan Fiore  
Steve King  
Richard Ross  
Rick Surprenant  
Traci Welch

**SPECIAL BOARD OF EDUCATION MEETING  
MONDAY, SEPTEMBER 29, 2014  
JR./SR. HIGH SCHOOL LIBRARY – 5:30 P.M.**

**1. Meeting Call to Order**

- 1.1 Pledge to the Flag
- 1.2 Acceptance of Agenda

**2. Communications**

- 2.1 From the Floor
- 2.2 President's Messages

**3. Consent Agenda – N/A**

**4. Old Business – N/A**

**5. New Business**

- 5.1 SEQRA Resolution - action
- 5.2 Resolution Calling for Publication of Notice Regarding Vote on Propositions - action

**6. Building Reports – N/A**

**7. Superintendent's Report – N/A**

**8. Board Discussion**

**9. Visitors Comments**

**10. Executive Session**

**11. Adjournment**



## SEQRA RESOLUTION

**WHEREAS**, the New York Mills Union Free School District Board of Education has considered the impacts to the environment of the proposed Capital Construction Project, as reviewed by the Board of Education on August 19, 2014 (the Proposed Action), said project involving renovations and upgrades to facilities at the Beekman Gym, the District Bus Garage, and buildings and grounds throughout the District (more fully described on the proposed Scope of Work annexed as Exhibit “A”);

**WHEREAS**, the Board of Education has received and considered the opinions of its Architect, Hunt Engineers, Architects & Land Surveyors, PC, regarding the potential for environmental impacts resulting from the Proposed Action; and

**WHEREAS**, the Board of Education is the lead agency with regard to the Proposed Action and has reviewed the action with respect to the Type II criteria set forth in 6 NYCRR Part 617.5(c); now therefor,

**BE IT RESOLVED**, by the Board of Education as follows:

1. The Proposed Action individually and collectively does not exceed the thresholds established under 6 NYCRR Part 617 of the State Environmental Quality Review Act (SEQRA).
2. The Board hereby determines that the Proposed Action is a Type II action in accordance with the SEQRA regulations 6 NYCRR 617.5(c)(2) and (8), specifically the rehabilitation or reconstruction of a structure or facility, in kind, on the same site, and routine activities of educational institutions, including expansion of existing facilities by less than 10,000 square feet of gross floor area.
3. No further review of the Proposed action is required under SEQRA.
4. The Superintendent of Schools and all officers and employees of the District are hereby authorized and directed to take all steps reasonably necessary or appropriate to complete the Project and to carry out the intent of this Resolution and to apply for any eligible state building aid.
5. This Resolution shall take effect immediately.



September 9, 2014

Ms. Kathy Houghton  
Superintendent for Schools  
New York Mills Union Free School District  
1 Marauder Blvd.  
New York Mills, NY 13417

Re: SEQR Recommendation  
HUNT 2937-001

Dear Ms. Houghton:

We have reviewed the official compilation of Codes, Rules and Regulations of the State of New York, 6 NYCRR, Part 617.3, 617.4 and 617.5 which defines the classification of the project for SEQR review.

Based on the proposed scope of work for this project, it appears that the project meets the definition of a Type II action per the attached sub-paragraph 617.5, (c), (1), (2), (8) and (11).

Since the project may be considered a Type II action, no further review under the SEQR process is required. However, to complete the SEQR process, it will be necessary for the School Board to pass a resolution determining that the project is a Type II action and thus, requires no further review under the SEQR process. The school's attorney should review our recommendation and draft a resolution for Board action. Please send a copy of the Board resolution to me for inclusion with the SED submission.

If you have any questions, please do not hesitate to call me.

Sincerely,

HUNT ENGINEERS, ARCHITECTS & LAND SURVEYORS, PC

David Adams, R.A.

enc.

cc: File: 2937-001 II B  
T. McGill  
B. Smith  
M. Reitz

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**§617.5 Type II actions**

- (a) Actions or classes of actions identified in subdivision (c) of this section are not subject to review under this Part. These actions have been determined not to have a significant impact on the environment or are otherwise precluded from environmental review under Environmental Conservation Law, article 8. The actions identified in subdivision (c) of this section apply to all agencies.
- (b) Each agency may adopt its own list of Type II actions to supplement the actions in subdivision (c) of this section. No agency is bound by an action on another agency's Type II list. An agency that identifies an action as not requiring any determination or procedure under this Part is not an involved agency. Each of the actions on an agency Type II list must:
- (1) in no case, have a significant adverse impact on the environment based on the criteria contained in subdivision 617.7(c) of this Part; and
  - (2) not be a Type I action as defined in section 617.4 of this Part.
- (c) The following actions are not subject to review under this Part:
- (1) maintenance or repair involving no substantial changes in an existing structure or facility;
  - (2) replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in section 617.4 of this Part;
  - (3) agricultural farm management practices, including construction, maintenance and repair of farm buildings and structures, and land use changes consistent with generally accepted principles of farming;
  - (4) repaving of existing highways not involving the addition of new travel lanes;
  - (5) street openings and right-of-way openings for the purpose of repair or maintenance of existing utility facilities;
  - (6) maintenance of existing landscaping or natural growth;
  - (7) construction or expansion of a primary or accessory/appurtenant, non-residential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities;
  - (8) routine activities of educational institutions, including expansion of existing facilities by less than 10,000 square feet of gross floor area and school closings, but not changes in use related to such closings;
  - (9) construction or expansion of a single-family, a two-family or a three-family residence on an approved lot including provision of necessary utility connections as provided in paragraph (11) and the installation, maintenance and/or upgrade of a drinking water well and a septic system;
  - (10) construction, expansion or placement of minor accessory/appurtenant residential structures, including garages, carports, patios, decks, swimming pools, tennis courts, satellite dishes, fences, barns, storage sheds or other buildings not changing land use or density;
  - (11) extension of utility distribution facilities, including gas, electric, telephone, cable, water and sewer connections to render service in approved subdivisions or in connection with any action on this list;
  - (12) granting of individual setback and lot line variances;

- (13) granting of an area variance(s) for a single-family, two-family or three-family residence;
- (14) public or private best forest management (silvicultural) practices on less than 10 acres of land, but not including waste disposal, land clearing not directly related to forest management, clear-cutting or the application of herbicides or pesticides;
- (15) minor temporary uses of land having negligible or no permanent impact on the environment;
- (16) installation of traffic control devices on existing streets, roads and highways;
- (17) mapping of existing roads, streets, highways, natural resources, land uses and ownership patterns;
- (18) information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action;
- (19) official acts of a ministerial nature involving no exercise of discretion, including building permits and historic preservation permits where issuance is predicated solely on the applicant's compliance or noncompliance with the relevant local building or preservation code(s);
- (20) routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment;
- (21) conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action;
- (22) collective bargaining activities;
- (23) investments by or on behalf of agencies or pension or retirement systems, or refinancing existing debt;
- (24) inspections and licensing activities relating to the qualifications of individuals or businesses to engage in their business or profession;
- (25) purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials;
- (26) license, lease and permit renewals, or transfers of ownership thereof, where there will be no material change in permit conditions or the scope of permitted activities;
- (27) adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list;
- (28) engaging in review of any part of an application to determine compliance with technical requirements, provided that no such determination entitles or permits the project sponsor to commence the action unless and until all requirements of this Part have been fulfilled;
- (29) civil or criminal enforcement proceedings, whether administrative or judicial, including a particular course of action specifically required to be undertaken pursuant to a judgment or order, or the exercise of prosecutorial discretion;
- (30) adoption of a moratorium on land development or construction;
- (31) interpreting an existing code, rule or regulation;
- (32) designation of local landmarks or their inclusion within historic districts;

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- (33) emergency actions that are immediately necessary on a limited and temporary basis for the protection or preservation of life, health, property or natural resources, provided that such actions are directly related to the emergency and are performed to cause the least change or disturbance, practicable under the circumstances, to the environment. Any decision to fund, approve or directly undertake other activities after the emergency has expired is fully subject to the review procedures of this Part;
- (34) actions undertaken, funded or approved prior to the effective dates set forth in SEQR (see chapters 228 of the Laws of 1976, 253 of the Laws of 1977 and 460 of the Laws of 1978), except in the case of an action where it is still practicable either to modify the action in such a way as to mitigate potentially adverse environmental impacts, or to choose a feasible or less environmentally damaging alternative, the commissioner may, at the request of any person, or on his own motion, require the preparation of an environmental impact statement; or, in the case of an action where the responsible agency proposed a modification of the action and the modification may result in a significant adverse impact on the environment, an environmental impact statement must be prepared with respect to such modification;
- (35) actions requiring a certificate of environmental compatibility and public need under articles VII, VIII or X of the Public Service Law and the consideration of, granting or denial of any such certificate;
- (36) actions subject to the class A or class B regional project jurisdiction of the Adirondack Park Agency or a local government pursuant to section 807, 808 and 809 of the Executive Law, except class B regional projects subject to review by local government pursuant to section 807 of the Executive Law located within the Lake George Park as defined by subdivision one of section 43-0103 of the Environmental Conservation Law; and
- (37) actions of the Legislature and the Governor of the State of New York or of any court, but not actions of local legislative bodies except those local legislative decisions such as rezoning where the local legislative body determines the action will not be entertained.



RESOLUTION CALLING FOR PUBLICATION OF NOTICE REGARDING  
VOTE ON PROPOSITIONS

BE IT RESOLVED BY THE BOARD OF EDUCATION AS FOLLOWS:

1. A special meeting of the qualified voters of the New York Mills Union Free School District shall be held at the Beekman Gymnasium in said District, on Tuesday, November 18, 2014, between the hours of 12:00 Noon and 9:00 P.M., for the purpose of voting on the propositions described in the notice of special meeting hereinafter set forth.
2. Said special meeting shall be called by giving the following notice thereof:

NOTICE OF SPECIAL MEETING OF THE QUALIFIED VOTERS OF  
NEW YORK MILLS UNION FREE SCHOOL DISTRICT

NOTICE IS HEREBY GIVEN that a special meeting of the qualified voters of the New York Mills Union Free School District shall be held at the Beekman Gymnasium in said District, on Tuesday, November 18, 2014, between the hours of 12:00 Noon and 9:00 P.M. The following propositions will be submitted for voter approval at said meeting:

PROPOSITION #1

Shall the following resolution be adopted to wit:

RESOLVED THAT THE BOARD OF EDUCATION OF THE NEW YORK MILLS UNION FREE SCHOOL DISTRICT IS HEREBY AUTHORIZED TO UNDERTAKE CERTAIN CAPITAL IMPROVEMENTS CONSISTING OF RECONSTRUCTION OF THE MAIN SCHOOL BUILDING AND FACILITIES, VARIOUS SITE IMPROVEMENTS AND THE ACQUISITION OF CERTAIN ORIGINAL FURNISHINGS, EQUIPMENT, AND APPARATUS AND OTHER INCIDENTAL IMPROVEMENTS REQUIRED IN CONNECTION THEREWITH FOR SUCH CONSTRUCTION AND SCHOOL USE, ALL AT AN ESTIMATED MAXIMUM AGGREGATE COST OF \$3,180,000; AND TO APPROPRIATE AND EXPEND FROM THE EXISTING CAPITAL RESERVE FUND \$1,000,000 FOR SUCH COSTS, AND THAT THE BALANCE OF SUCH COST, OR SO MUCH THEREOF AS MAY BE NECESSARY, SHALL BE RAISED BY THE LEVY OF A TAX TO BE COLLECTED IN ANNUAL INSTALLMENTS, WITH SUCH TAX TO BE PARTIALLY OFFSET BY STATE AID AVAILABLE THEREFOR; AND, IN ANTICIPATION OF SUCH TAX, DEBT OBLIGATIONS OF THE SCHOOL DISTRICT AS MAY BE NECESSARY NOT TO EXCEED \$2,180,000.

PROPOSITION #2

If Proposition #1 is approved, shall the following resolution be adopted to wit:

RESOLVED THAT THE BOARD OF EDUCATION OF THE NEW YORK MILLS UNION FREE SCHOOL DISTRICT IS HEREBY AUTHORIZED TO UNDERTAKE ADDITIONAL CAPITAL IMPROVEMENTS CONSISTING OF ADDITIONAL KITCHEN AND CAFETERIA IMPROVEMENTS AND EXPANSION AND RELATED RECONSTRUCTION AND SITE IMPROVEMENTS , IF ANY, AND THE ACQUISITION OF CERTAIN ORIGINAL FURNISHINGS, EQUIPMENT, AND APPARATUS AND OTHER INCIDENTAL IMPROVEMENTS REQUIRED IN CONNECTION THEREWITH FOR SUCH CONSTRUCTION AND SCHOOL USE, ALL AT AN ESTIMATED MAXIMUM AGGREGATE COST OF \$1,440,290; AND THAT SUCH COST, OR SO MUCH THEREOF AS MAY BE NECESSARY, SHALL BE RAISED BY THE LEVY OF A TAX TO BE COLLECTED IN ANNUAL INSTALLMENTS, WITH SUCH TAX TO BE PARTIALLY OFFSET BY STATE AID AVAILABLE THEREFOR; AND, IN ANTICIPATION OF SUCH TAX, DEBT OBLIGATIONS OF THE SCHOOL DISTRICT AS MAY BE NECESSARY



NOT TO EXCEED SUCH ESTIMATED MAXIMUM AGGREGATE COST SHALL BE ISSUE.

NOTICE IS HEREBY FURTHER GIVEN that the text of the aforesaid propositions may appear on the ballot labels in the following abbreviated form:

#### PROPOSITION #1

Shall the proposition set forth in the legal notice of this special voter meeting, authorizing reconstruction and equipping of the main school building and facilities, including various site and other incidental improvements, all at an estimated maximum aggregate cost of \$3,180,000; with the expenditure of \$1,000,000 from the existing capital reserve fund for certain of such costs, the issuance of not to exceed \$2,180,000 of debt obligations of the School District therefor, and the levy of a tax in annual installments therefor, all as more fully described in said notice, be approved?

#### PROPOSITION #2

If Proposition #1 is approved, shall the proposition set forth in the legal notice of this special voter meeting, authorizing additional kitchen and cafeteria improvements and expansion and the acquisition of equipment and other incidental improvements, all at an estimated maximum aggregate cost of \$1,440,290; the issuance of debt obligations of the School District therefor, and the levy of a tax in annual installments therefor, all as more fully described in said notice, be approved?

The School District has completed its environmental review under the State Environmental Quality Review Act and the applicable regulations promulgated thereunder ("SEQRA") and has duly determined and found the purpose to be a type II action which will not have a significant impact on the environment and is not subject to any further environmental review under SEQRA.

AND NOTICE IS ALSO GIVEN that applications for absentee ballots to vote on the propositions may be applied for at the office of the School District Clerk. Any such application must be received by the District Clerk at least seven days before the date of the aforesaid special district meeting if the ballot is to be mailed to the voter, or the day before such special district meeting if the ballot is to be delivered personally to the voter. A list of all persons to whom absentee ballots shall have been issued shall be available for public inspection in the office of the District Clerk during regular office hours on each of the five days prior to the day of the vote (excluding Saturday and Sunday). An absentee ballot must reach the office of the District Clerk not later than 5:00 p.m. on the day of such special district meeting.

DATED: September 29, 2014  
New York Mills, New York

District Clerk  
New York Mills Union Free School District  
New York

3. At such meeting taxes to be levied by installments will be proposed providing for payment of such capital costs and providing for the financing costs therefor. Such taxes shall be levied upon all the taxable property of the District, shall be levied in annual installments and shall be of such amounts and levied in such years as may be determined by the Board of Education.

4. The District Clerk or the Clerk's designee is hereby directed to publish a copy of said notice of special meeting in two newspapers having general circulation within the School District in the manner prescribed by law for publication of notice of the annual meeting of the School District.

5. This resolution shall take effect immediately upon its adoption.

Duly put to a vote as follows:

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