



Oneida-Herkimer-Madison BOCES

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Cooperative Board 2019-2020

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MINUTES OF THE REGULAR MEETING OF APRIL 15, 2020

The Regular meeting of the Board of Cooperative Educational Services was held on April 15, 2020 Virtually via Zoom Video Conference.

MEMBERS PRESENT

Mrs. Elaine M. Falvo, President
Mr. Steve Boucher, Vice President
Mrs. Michelle Anderson
Mrs. Doreen Corbin
Mrs. Evon M. Ervin
Mr. John A. Griffin
Mr. Michael J. Moore
Mr. Gary P. Nelson
Dr. Gary W. Porcelli
Mr. John J. Salerno
Mr. Russell Stewart

MEMBERS EXCUSED

Mrs. Charlene A. Hartman

OTHERS PRESENT

Patricia N. Kilburn, Ed.D.
Mr. Charles Cowen
Mr. Christopher Hill
Mr. Scott Morris
Mrs. Ann Turner
Mrs. Deborah Kimball

Date

Introduction

Members Present

Members Excused

Others Present

Elaine M. Falvo, *President*, Steve Boucher, *Vice President*,
Michelle Anderson, Doreen Corbin, Evon M. Ervin, John A. Griffin, Charlene A. Hartman,
Michael J. Moore, Gary P. Nelson, Dr. Gary W. Porcelli, John J. Salerno, Russell Stewart

The mission of the Oneida-Herkimer-Madison BOCES is to provide innovative leadership, programs, and services in response to the emerging educational needs of our school districts.

ITEM I. CALL TO ORDER

A quorum was noted and the meeting was called to order at 4:31 p.m. by President Falvo. Mrs. Falvo noted that we are holding a virtual meeting due to COVID-19 and that this meeting is being recorded for anyone who would like to view it. The recording can be accessed after the meeting by contacting our technology department.

ITEM II. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ITEM III. RECOGNITION

None

ITEM IV. RECOGNITION OF VISITORS

Closed meeting due to COVID-19

ITEM V. COMMUNICATIONS

ITEM V. A. FROM THE FLOOR

Mrs. Falvo expressed her appreciation to Dr. Kilburn and the Directors for all their work in leading the organization. Everyone has been working very hard. She also thanked Mrs. Anderson for the articles she has sent out.

Mrs. Falvo reminded Board members that if they have not sent in their District Superintendent Evaluation form, to please do so. Mrs. Anderson is the chairperson of the committee and would like those as soon as possible.

May is the month in which Mrs. Falvo is to appoint an Officer nominating committee. She noted she is not prepared to do so at this time. If any Board members are interested in becoming an officer, please let Mrs. Falvo know. She will appoint a committee at the May Board meeting.

Mrs. Falvo asked that when there is a motion during the meeting to please state your name so that Deb Kimball knows who made the motion.

ITEM V. B. CORRESPONDENCE

None

ITEM VI. A. DISTRICT SUPERINTENDENT REPORTS

Dr. Kilburn reviewed the Board Resolution - Approval of Authorization for Paid Time Off and noted that the Board will vote on that item later in the meeting.

A. MISSION AND VISION STATEMENT - postponed

Dr. Kilburn proposed that we postpone our continued Mission and Vision Statement work for now and continue with our existing Mission and Vision until we are physically back together again.

B. CAPITAL PROJECT - postponed

Dr. Kilburn has stated that the window project is postponed due COVID-19

C. NEW YORK STATE EDUCATION DEPARTMENT BUDGET UPDATE

Dr. Kilburn shared that the New York State budget was sent out earlier this week and it's not looking great for schools right now. She explained that the stimulus money came through from the federal government instead of it being added to the state's budget. The Governor elected to remove \$1.1 billion out of the state budget and fill it with the federal money. There has been no increase in funding to our schools. She has been in contact with local assembly members and senators regarding this. She will continue to keep the Board updated.

D. BOCES ADMINISTRATIVE BUDGET VOTE

Dr. Kilburn shared that the BOCES Administrative Budget vote is on April 28th for Districts. The Administrative Budget does not carry significant increases. It's not the same as the program budget as the program budgets could see fluctuations depending on district's needs for service. Commitments from Districts are due in early May.

E. COVID-19 UPDATES

Dr. Kilburn shared that BOCES is offering a prorated paycheck for 10 month employees. Typically there are teachers and teaching assistants who elect to have some of their money from each of their paychecks set aside so their last check in June carries them through the summer. We are offering an opportunity for those employees to access some of their set aside funds earlier. This is a one-time offer as a way to assist them at this time.

The Governor has said he will be deciding on school closures in 2 week increments. We are now closed until May 15th.

Dr. Kilburn explained that we are shifting to remote instruction and she shared how that is being done with teachers and their students. For instance how teachers are uploading assignments online for their students. Our administrators and teachers are working hard to support the students and the districts.

Dr. Kilburn shared that she was asked to explain some of this in a news interview that she had two days ago.

Dr. Kilburn also noted that Jennifer Maynard, one of our special education teachers at Westmoreland School was celebrated for her contributions to our students and was featured on Spectrum News.

Dr. Kilburn also spoke about the challenge regarding the Career and Technical Education hours for some of our programs that require a certain amount of hours. For instance, Cosmetology and the Certified Nurse Assistant Program. The State Education Department is working with the Office of Professions for further guidance.

Summer school is another area that is being discussed with all of the component school districts. Dr. Kilburn will keep the Board updated.

Dr. Kilburn shared some good news – we are required to continue to feed children in our area. We have an excellent Food Service Program that supports 14 school districts. So far we have served 50,000 breakfasts and lunches. So that is something to celebrate!

ITEM VII. A.1. MINUTES OF THE REGULAR MEETING OF MARCH 11, 2020

MOTION TO APPROVE THE MINUTES

Motion by: Mrs. Anderson

Seconded by: Mr. Moore

Moved, that, the minutes of the Regular Meeting of March 11, 2020 of the Board of Cooperative Educational Services, Sole Supervisory District of Oneida, Herkimer and Madison Counties, are approved as presented.

Yes

No

Absent

Abstain

Michelle Anderson

Steve Boucher

Doreen Corbin

Evon M. Ervin

Elaine M. Falvo

John A. Griffin

Michael J. Moore

Gary P. Nelson

Dr. Gary W. Porcelli

John J. Salerno

Russell Stewart

Charlene A. Hartman

Motion carried, 11-0

ITEM VII. A.2. MINUTES OF THE ANNUAL MEETING OF APRIL 1, 2020

MOTION TO APPROVE THE MINUTES

Motion by: Mrs. Ervin
Seconded by: Mr. Nelson

Moved, that, the minutes of the Annual Meeting of April 1, 2020 of the Board of Cooperative Educational Services, Sole Supervisory District of Oneida, Herkimer and Madison Counties, are approved as presented.

Yes	No	Absent	Abstain
Michelle Anderson		Charlene A. Hartman	
Steve Boucher			
Doreen Corbin			
Evon M. Ervin			
Elaine M. Falvo			
John A. Griffin			
Michael J. Moore			
Gary P. Nelson			
Dr. Gary W. Porcelli			
John J. Salerno			
Russell Stewart			

Motion carried, 11-0

ITEM VII. APPROVAL OF CONSENT AGENDA (B., C., D.)

MOTION TO APPROVE THE CONSENT AGENDA

Motion by: Mrs. Anderson
Seconded by: Mr. Nelson

Moved, that the Cooperative Board approves the Consent Agenda Items B., C., D.

FINANCIAL REPORTS/AWARDING OF CONTRACTS

ITEM VII – B. FINANCIAL REPORTS/AWARDING OF CONTRACTS

ITEM VII. B. 1. MOTION TO ACCEPT REPORT OF TREASURER FOR FEBRUARY 2020

Report of the Treasurer for February 2020

Capital	942,945.29
General	6,880,720.45
School Lunch	24,597.21
Special Aid	404.30
Trust/Agency	63,846.77
Trust/Expand	<u>79,105.92</u>
Total	\$ 7,991,619.94

And the Treasurer's Report for the Extra-Curricular Fund for February 2020 showing a fund balance of \$11,197.18.

ITEM VII. B. 2. MOTION TO ACCEPT THE BUDGET ADJUSTMENT REPORT, FEBRUARY, 2020

Moved, that the Cooperative Board accepts the Budget Adjustment Report for February 2020; all as shown below:

**Budget Revisions—2019-20
February 2020 Report**

2019-20 Adopted Budget	\$65,252,103
Commitment Changes	7,738,263
Net Changes	7,706,819
Total	<u>\$80,697,184</u>

ITEM VII. C. PERSONNEL REPORT

**MOTION TO APPROVE CHANGES ON THE TEACHING/CERTIFIED STAFF AND
NON-INSTRUCTIONAL/CLASSIFIED STAFF**

Moved, that pursuant to the recommendations of the District Superintendent, the Board approves the following changes on the teaching/certified staff and non-instructional/classified staff

C. PERSONNEL REPORT

a. RETIREMENTS

1. Teaching/Certified Staff

			Hire Date	Retire Date
1.	MAUREEN A. BUSHINGER	TEACHER ASSISTANT	09/01/2008	06/30/2020
2.	STEVEN R. DAVIS	COMPUTER EDUCATION COORDINATOR	02/01/2010	09/30/2020
3.	DAVID N. FAILING	TEACHER ASSISTANT	03/23/2005	06/30/2020
4.	JANET C. JURY	TEACHER OF BUSINESS EDUCATION	02/03/1992	06/30/2020

b. RESIGNATIONS

1. Non-Instructional / Classified Staff

			Hire Date	Resign Date
1.	KRISTINE M. GAW	FOOD SERVICE HELPER	09/23/2019	03/09/2020 (verbal)
2.	SHELBY K. LAGRAY-MASTERS	GRAPHIC DESIGN ARTIST	12/16/2019	03/20/2020
3.	NANCY J. MUNN	ASSISTANT COOK	09/02/2001	03/09/2020
4.	CYNDY L. SCRUGGS	FOOD SERVICE HELPER	05/14/2018	03/16/2020
5.	HEATHER A. TAYLOR	SENIOR ACCOUNT CLERK	12/10/2019	03/04/2020
6.	KYRILL A. VERENICH	COMPUTER SERVICE TECHNICIAN	01/07/2019	04/01/2020
7.	JENNIFER L. WHEELER	FOOD SERVICE HELPER	09/04/2018	03/18/2020
8.	PATRICIA A. WOOD	ASSISTANT COOK	02/24/2020	03/18/2020

c. UNPAID LEAVE(S) OF ABSENCE

1. Teaching/Certified Staff

			Start Date	End Date	Reason
1.	ALLISON M. KOVACS	TEACHER OF SCIENCE	11/05/2019	06/30/2020 (extended)	Disability

2. Non-Instructional/Classified Staff

			Start Date	End Date	Reason
1.	RANDY J. MILLER	COMPUTER OPERATOR AIDE	04/18/2020	TBD	new probationary appointment

d. APPOINTMENTS

1. Teaching/Certified Staff

a. RECOMMENDATION FOR A LONG-TERM SUBSTITUTE APPOINTMENT

1. Recommend that **COREY E. DUBACH's** appointment as a **TEACHER OF SCIENCE** in the Career and Technical Education Programs, at P-TECH, for a long-term substitute appointment commencing September 23, 2019 be extended to June 30, 2020 at an annual salary rate of \$41,409.00, prorated.

2. Recommend that **MEGAN SMITH** be appointed as a **TEACHER OF HOME ECONOMICS** in the Career and Technical Education Center, for a long-term substitute appointment commencing February 24, 2020 and ending June 30, 2020 at an annual salary rate of \$50,027.00, prorated.

Certification:

- * Currently working certification

Education:

- * Graduate of Torrington High School, CT
- * Bachelor of Science in Human Development and Family Studies, Concentration: Family and Consumer Science
- * Master of Art in Education from University of Saint Joseph

Work Experience:

- * From August, 2016 through the present as an online family and consumer science teacher at Stratford High School, Stratford, CT
- * From August, 2014 through June, 2016 as a family and consumer science teacher at Stratford High School, Stratford, CT
- * From August, 2011 through June, 2014 as a family and consumer science teacher at Wooster Middle School, Stratford, CT
- * From May, 2011 through August, 2011 as a program coordinator at Cornell Cooperative Extension of Jefferson County

b. RECOMMENDATION FOR A TEMPORARY APPOINTMENT(S)

1. Recommend that **LINDA S. JONES** be appointed as a **NURSE PRACTITIONER** in the Itinerant Programs, at Utica City CSD, Sauquoit Valley CSD, Remsen CSD, Clinton CSD and Mt. Markham CSD, for a temporary appointment commencing March 16, 2020 and ending TBD at an annual salary rate of \$51,881.00, prorated.

Education:

- * Graduate of Iliion Central School District
- * Bachelor of Science in Nursing from SUNYIT Marcy
- * Master of Science in Nursing from SUNYIT Marcy
- * Registered Professional Nurse License

Work Experience:

- * From September, 2017 through the present as a family nurse practitioner at Mosaic Health
- * From November, 2015 through September, 2017 as a nurse practitioner at MVHS Gastroenterology
- * From December, 2005 through November, 2015 as a nurse practitioner at Slocum Dickson Medical Group
- * From June, 1999 through December, 2005 as a family nurse practitioner at Upstate Cerebral Palsy
- * From 2001 - 2002 as a family nurse practitioner at Independent Physician Urgent Care
- * From January, 1991 through May, 1999 as a registered nurse at Mohawk Valley Psychiatric Center
- * From September, 1985 through January, 1991 as a utilization review coordinator at the Central New York Psychiatric Center

2. Non-Instructional/Classified Staff

- a. **RECOMMENDATION FOR PROVISIONAL APPOINTMENT - CIVIL SERVICE COMPETITIVE TITLE**

1. Recommend that **HEATHER A. TAYLOR** be appointed to a provisional appointment as an **ACCOUNT CLERK** in the Central Business Office, commencing March 05, 2020 at an annual salary rate of \$29,204.00, prorated.

HEATHER A. TAYLOR has been pre-approved by civil service, as meeting the qualifications necessary in order to perform the duties of an **ACCOUNT CLERK**, until the results of the next civil service exam are known.

Education:

- * Graduate of Clinton Central School District
- * Graduate of Utica School of Commerce for Accounting

Work Experience:

- * From December, 2019 through the present as a senior account clerk at Oneida-Herkimer-Madison BOCES
- * From June, 2017 through October, 2019 as a director of accounting at Heritage Health Care/The Grand
- * From June, 2015 through June, 2017 as a director of finance at the Folts Home
- * From June, 2014 through June, 2015 as a finance assistant at Focus Services

b. RECOMMENDATION FOR PROBATIONARY APPOINTMENT(S)

1. Recommend that **RANDY J. MILLER** be appointed to a probationary appointment as a **NETWORK ADMINISTRATOR II** in the Information and Technology Division, commencing April 18, 2020 at an annual salary rate of \$45,000.00, prorated.

RANDY J. MILLER has passed the civil service exam and has been pre-approved by civil service, as meeting the qualifications necessary in order to perform the duties of a **NETWORK ADMINISTRATOR II**. **RANDY J. MILLER** will be required to serve a twenty-six week probationary period.

2. Recommend that **CYNDY L. SCRUGGS** be appointed to a probationary appointment as an **ASSISTANT COOK** in the School Lunch Program, commencing March 17, 2020 at an hourly salary rate of \$13.66.

CYNDY L. SCRUGGS has been pre-approved by civil service, as meeting the qualifications necessary in order to perform the duties of a **ASSISTANT COOK**. **CYNDY L. SCRUGGS** will be required to serve a twenty-six week probationary period.

Education:

- * Graduate of Whitesboro Central School District
- * Attended Utica College for Accounting

Work Experience:

- * From May, 2018 through the present as a food service helper at Oneida-Herkimer-Madison BOCES
- * From November, 2016 through March, 2018 as a dietary aide at the Sitrin Home Care Center
- * From November, 2015 through August, 2016 as a companion for Marion Greene
- * From March, 2010 through May, 2010 as a cafe associate at Peter's Cornucopia, Inc.
- * From March, 2009 through March 2010 as a sales associate at Stewart Shops
- * From May, 1987 through May, 2007 as an avionics helicopter technician in the United States Air Force

3. Recommend that **KYRILL A. VERENICH** be appointed to a probationary appointment as a **NETWORK ADMINISTRATOR II** in the Information and Technology Division, commencing April 02, 2020 at an annual salary rate of \$45,000.00, prorated.

KYRILL A. VERENICH has passed the civil service exam and has been pre-approved by civil service, as meeting the qualifications necessary in order to perform the duties of a **NETWORK ADMINISTRATOR II**. **KYRILL A. VERENICH** will be required to serve a twenty-six week probationary period.

c. RECOMMENDATION FOR PROBATIONARY APPOINTMENT FROM CIVIL SERVICE LISTING

The below named individual(s) recently took and successfully completed the required civil service exam for the title. The below named individual(s) will be required to serve a twenty-six week probationary period.

			Prob. Date
1.	REBECCA DALY	PUBLIC RELATIONS ASSISTANT	04/20/2020
2.	MARIA N. HUGHES	PUBLIC RELATIONS ASSISTANT	04/20/2020
3.	REBECCA L. NEARY	PUBLIC RELATIONS SPECIALIST	04/20/2020

Prob. Date

4. ANDREA E. RAFFERTY GRAPHIC SERVICES SUPERVISOR 04/20/2020

d. RECOMMENDATION FOR PART-TIME APPOINTMENT

1. Recommend that **MARIE ELENA BUNCE** be appointed to a part-time appointment as a **FOOD SERVICE HELPER** in the School Lunch Program, commencing March 02, 2020 at an hourly salary rate of \$12.00, as needed.

MARIE ELENA BUNCE has been pre-approved by civil service, as meeting the qualifications necessary in order to perform the duties of a **FOOD SERVICE HELPER**.

Education:

* Graduate of Proctor High School

Work Experience:

- * From July, 2008 through March, 2012 as an office representative at St. Elizabeth's Medical Center
- * From February, 2003 through July, 2008 as an administrative assistant at Faxton-St. Lukes Healthcare
- * From April, 2002 through February, 2003 as a social welfare examiner at Oneida County DSS
- * From May, 1997 through April, 2002 as a collection supervisor at Morton Plant Mease Hospital, Florida

2. Recommend that **PATRICIA A. WOOD** be appointed to a part-time appointment as a **FOOD SERVICE HELPER** in the School Lunch Program, commencing March 19, 2020 at an hourly salary rate of \$12.83.

PATRICIA A. WOOD has been pre-approved by civil service, as meeting the qualifications necessary in order to perform the duties of a **FOOD SERVICE HELPER**.

Education:

* Graduate of Proctor High School

Work Experience:

- * From February, 2020 through the present as an assistant cook at Oneida-Herkimer-Madison BOCES
- * From May, 2016 through August, 2018 as a food service helper at Oneida-Herkimer-Madison BOCES
- * From July, 2005 through March, 2016, as a housekeeper for a private residence
- * From June, 2006 through March, 2014, as a cleaner for Brophy Services', Inc.,
- * From November, 2012 through November, 2013, as an office cleaner for Exception Technologies, LLC.

e. RECOMMENDATION FOR TEMPORARY APPOINTMENT(S)

1. Recommend that **BRENT I. POWERS's** temporary appointment as a **LABORER** in the Information and Technology Division, commencing January 10, 2020 be extended to June 30, 2020 at a hourly salary rate of \$11.80.

BRENT I. POWERS meets the civil service requirements for the title and has been pre-approved by civil service.

f. RECOMMENDATION FOR SUBSTITUTE APPOINTMENT

1. Recommend that **GAIL L. BELDEN-HARRINGTON's** substitute appointment as a **OCCUPATIONAL THERAPIST** in the Special Education Itinerant Programs, be extended to June 30, 2020 at a yearly salary rate of \$88,358.00, prorated.

g. RECOMMENDATION FOR PERMANENT APPOINTMENTS FROM CIVIL SERVICE LISTING

The Human Resources Office, and the District Superintendent have reviewed the performance evaluations and record of absences for the below named individual(s). The below named individual(s) have successfully completed their individual twelve week or twenty-six week probationary period(s) and are being recommended to permanent appointment(s).

			Perm. Date
1.	JENNIFER E. CRANDALL	CLEANER	09/30/2019
2.	PHYLICIA A. GORDON	NETWORK ADMINISTRATOR II	10/10/2019
3.	AILEEN J. JUDD	LIBRARIAN 1	09/03/2019
4.	JESSICA L. PROVOST	REGISTERED PROFESSIONAL NURSE	10/10/2019

ITEM VII. D. ACTION ITEMS

ITEM VII. D. 1. APPROVAL OF AUTHORIZATION FOR PAID TIME OFF

Moved, that the Cooperative Board approve the accompanying resolution.

BOARD RESOLUTION APPROVING PAID LEAVE FOR NON-EXEMPT HOURLY EMPLOYEES DURING SCHOOL CLOSURE PERIOD.

WHEREAS, the novel coronavirus (COVID-19) pandemic has resulted in the Federal, State and County governments declaring various states of emergency; and

WHEREAS, the Oneida County Executive declared a state of emergency on March 13, 2020 and closed all public schools in Oneida County due to the threat from the COVID-19 pandemic; and

WHEREAS, the Oneida-Herkimer-Madison BOCES (BOCES) desires to pay its regularly employed hourly non-exempt employees during the closure of traditional BOCES operations (presently, March 16, 2020 through April 29, 2020 but subject to modification in order to be consistent with applicable law and regulations) (the "closure period") due to the COVID-19 pandemic.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Cooperative Board of Education hereby declares the COVID-19 pandemic is an emergency for the BOCES.
2. To the extent not already provided for in a collective bargaining agreement or board policy, regularly employed hourly non-exempt employees shall receive paid leave to the extent such employees are not assigned to work during the closure period. The paid leave is meant to make such employees whole and shall be consistent with such employees' salaries during regular BOCES operations.
3. The District Superintendent is further authorized to enter into and execute any necessary Memorandums of Understanding with the respective bargaining units to effectuate the terms of this resolution.
4. This resolution shall apply only for the specific and limited purpose of addressing the unique challenges presented by the outbreak of COVID-19. It shall not set any precedent or practice regarding any aspect of the Resolution.
5. This Resolution shall take effect immediately.

ITEM VII. D. 2. APPROVAL OF AWARD OF ELEMENTARY SCIENCE KIT SUPPLY BID MARCH 2020

Moved, that the Cooperative Board approves the award of the Elementary Science Kit Supply Bid as per the attached listing representing the lowest qualified bidders meeting specification, for a total of \$190,257.94.

ELEMENTARY SCIENCE BID AWARD RECOMMENDATIONS

Company	Award Total
Arbor Scientific	\$0.00
Bio Corporation	\$0.00
Carolina Biological	\$12,758.69
Cascade	\$5,684.72
Educational Innovations	\$4,768.97
Fisher Science Education	\$27,625.66
Hummels	\$13,642.99
Lowe's	\$19,579.42
Nasco	\$18,098.74
Omnico	\$2,823.00
Rome General Lumber	\$664.20
School Specialty	\$35,209.14
That Fish Place	\$3,728.65
Wards	\$33,809.55
WB Mason	\$11,864.21
Total Bid Award	\$190,257.94

ITEM VII. D. 4. APPROVAL OF CONTRACT(S)

None

Yes	No	Absent	Abstain
Michelle Anderson Steve Boucher Doreen Corbin Evon M. Ervin Elaine M. Falvo John A. Griffin Michael J. Moore Gary P. Nelson Dr. Gary W. Porcelli John J. Salerno Russell Stewart		Charlene A. Hartman	

Motion carried, 11-0

ITEM VIII. BOARD TOPIC(S)/DISCUSSION ITEM(S)

A. Nominating Committee – hold until May

ITEM IX. OLD BUSINESS

None

ITEM X. EXECUTIVE SESSION

Motion by: Mr. Stewart
Seconded by: Mr. Griffin

Moved, that the Board enter Executive Session at 4:50 p.m.

Executive Session Items:

X	discussing the employment history of a particular person
	discussing matters that may lead to the appointment of a particular person (or alternatively, a particular corporation)
X	discussing collective negotiations pertaining to the SANNYS and UPSEU Unions, pursuant to Article 14 of the Civil Service Law
	discussing the (purchase) (sale) (lease) of a particular parcel of land, disclosure of which could affect the value of the property
	discussing the (administration) (preparation) (grading) of the _____ exam
	discussing proposed litigation
	discussing matters which could imperil public safety if disclosed

The Board returned to General Session at 5:05 p.m.

Motion by: Mrs. Corbin
 Seconded by: Mr. Stewart

RESOLUTION
Request for Defense and Indemnification

WHEREAS, the BOCES has received a letter dated March 9, 2020 from an employee requesting defense and indemnification in connection with an appearance ticket issued to the employee as a result of an alleged violation of New York State Penal Law Section 260.10; and

WHEREAS, in support of the employee’s request for defense and indemnification, the employee attached a copy of the appearance ticket; and

WHEREAS, the BOCES has reviewed the information provided by the employee in support of the employee’s request;

NOW, THEREFORE, IT IS RESOLVED

The employee’s request for defense and indemnification is **DENIED** because there are no statutory, contractual or legal grounds upon which the requested defense and indemnification could lawfully be provided. The District Superintendent, is directed to notify the employee of this determination.

Yes	No	Absent	Abstain
Michelle Anderson Steve Boucher Doreen Corbin Evon M. Ervin Elaine M. Falvo John A. Griffin Michael J. Moore Gary P. Nelson Dr. Gary W. Porcelli John J. Salerno Russell Stewart		Charlene A. Hartman	

Motion carried, 11-0

ITEM XI. ACTION ITEM(S) FOR APPROVAL (CONTINUATION OF VII.)

None

MOTION TO ADJOURN

Without further objection, there being no further business to come before the meeting, Mrs. Falvo adjourned the meeting at 5:09 p.m.

Yes	No	Absent	Abstain
Michelle Anderson Steve Boucher Doreen Corbin Evon M. Ervin Elaine M. Falvo John A. Griffin Michael J. Moore Gary P. Nelson Dr. Gary W. Porcelli John J. Salerno Russell Stewart		Charlene A. Hartman	

Motion carried, 11-0



Deborah Kimball
Clerk of the Board
April 15, 2020