



Oneida-Herkimer-Madison BOCES

P.O. Box 70 | 4747 Middle Settlement Road | New Hartford, NY 13413-0070
www.oneida-boces.org

Cooperative Board 2022-2023
T: 315.793.8558
F: 315.223-4704

UNAPPROVED
MINUTES OF THE REGULAR
MEETING OF MARCH 8, 2023

The Regular meeting of the Board of Cooperative Educational Services was held on March 8, 2023 in The Howard D. Mettelman Learning Center, Middle Settlement Road, New Hartford, New York.

MEMBERS PRESENT

- Mr. Russell Stewart, President
Mr. Anthony J. Nicotera, Vice President
Mrs. Michelle Anderson
Mr. Steve Boucher
Mrs. Doreen Corbin
Mr. Joseph H. Hobika, Jr
Mrs. Heather Johnson
Mr. Gary P. Nelson
Gary W. Porcelli, Ed.D.
Mr. John J. Salerno
Mr. Timothy Thomas

MEMBERS EXCUSED

- Mrs. Elaine M. Falvo

OTHERS PRESENT

- Patricia N. Kilburn, Ed.D.
Mr. Christopher Hill
Mr. Scott Morris
Mrs. Deborah Kimball

Date

Introduction

Members Present

Members Excused

Others Present

Russell Stewart, President, Anthony J. Nicotera, Vice President, Michelle Anderson, Steve Boucher, Doreen Corbin, Elaine M. Falvo, Joseph H. Hobika, Jr., Heather Johnson, Gary P. Nelson, Gary W. Porcelli, Ed.D., John J. Salerno, Timothy Thomas

We are collaborators, working together and partnering with leaders in education, business, industry, government and the local community to promote inclusive educational and career opportunities and equitable access in order to prepare all of our learners for the dynamic world of today and tomorrow.

Mike Jaquays, Daily Sentinel

ITEM I. CALL TO ORDER

A quorum was noted and Cooperative Board President, Mr. Russell Stewart called the meeting to order at 4:32 p.m.

ITEM II. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

Mr. Stewart requested that Executive Session be moved to the beginning of the meeting.

ITEM X. EXECUTIVE SESSION

Motion by: Mrs. Corbin
Seconded by: Mr. Hobika, Jr.

Moved, that the Board enter Executive Session at 4:33 p.m.

Executive Session Items:

	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)
	discussing collective negotiations pertaining to the _____ Union, 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
X	discussing matters which could imperil public safety if disclosed

The Board returned to General Session at 4:51 p.m.

ITEM III. RECOGNITION

None

ITEM IV. RECOGNITION OF VISITORS

Mr. Stewart acknowledged the visitors

ITEM V. COMMUNICATIONS

A. FROM THE FLOOR

None

- General questions from board members?
- Commentary from board members?

B. CORRESPONDENCE

none

ITEM VI. REPORTS

- District Superintendent Report(s)

Dr. Kilburn shared and information page “An Update from Your OHM BOCES Cooperative Board” that she would like to have available to update the component districts, for instance when she attends a District Board meeting.

She asked the Board for their input as to how they would like the information disseminated. Some ideas are:

- electronic form and print form to be handed out
- send information to the District Clerk and the BOCES Board member electronically prior to the District’s Board meeting
- possibly put SBI updates on the information sheet as well.

Dr. Kilburn also shared that on April 20, 2023 the OHM BOCES will host “The State of Our Children’s Health”, a gathering of educators and Boards of Education to learn from regional experts in childhood physical, mental, behavioral and cognitive health.

Dr. Kilburn also discussed the location of the April and May board meetings with possible tours of the Utica Access Center and the Information and Technology Center, Brodock Building.

Mr. Hill shared a presentation on emerging needs, positions and succession planning.

ITEM VII. A. 1. MOTION TO APPROVE THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 8, 2023

Motion by: Mr. Hobika, Jr.
Seconded by: Mrs. Corbin

Moved, that, the minutes of the Regular Meeting of January 11, 2023 of the Board of Cooperative Educational Services, Sole Supervisory District of Oneida, Herkimer and Madison Counties, are approved.

Yes	No	Excused	Abstain
Michelle Anderson Steve Boucher Doreen Corbin Joseph H. Hobika, Jr. Heather Johnson Gary P. Nelson Anthony J. Nicotera Gary W. Porcelli, Ed.D. John J. Salerno Russell Stewart Timothy Thomas		Elaine M. Falvo	

Motion carried 11-0

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

MOTION TO APPROVE THE CONSENT AGENDA

Motion by: Mr. Hobika, Jr.
Seconded by: Mr. Nelson

FINANCIAL REPORTS/AWARDING OF CONTRACTS

Moved, that the Cooperative Board accepts the Report of the Treasurer for January 2023 and the Budget Adjustment Report for January 2023 (Item VII B-1 and B-2); all as shown below:

ITEM VII. B. 1. MOTION TO ACCEPT REPORT OF TREASURER FOR JANUARY 2023

Report of the Treasurer for January 2023

Capital	7,931.00
General	10,310,976.84
School Lunch	26,689.24
Special Aid	189.74
Trust/Agency	74,840.02
Extra-Curricular	22,285.14
Total	\$10,442,911.98

and the Treasurer's Report for the Extra-Curricular Fund for January 2023 showing a fund balance of \$22,285.14.

ITEM VII. B. 2. MOTION TO ACCEPT THE 2022-2023 BUDGET ADJUSTMENT REPORT FOR JANUARY 2023

**Budget Revisions—2022-23
January 2023 Report**

2022-23 Adopted Budget	\$80,551,736
Commitment Changes	7,745,298
Net Changes	5,188,238
Total	\$93,485,273

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. RESIGNATIONS

1. Teaching/Certified Staff

			Hire Date	Resign Date
1.	JEANNE C. HERBERT	TEACHER OF SPECIAL EDUCATION	11/29/2021	02/21/2023
2.	AMY M. LOCKE	SCHOOL SOCIAL WORKER	09/30/2019	02/01/2023
3.	VINCENT TRIPODI	ASSISTANT PRINCIPAL - ALTERNATIVE ED	07/01/2009	03/08/2023
4.	CHRISTINA M. WARNER	ASSISTANT PRINCIPAL - CTE PTECH	09/15/2022	03/08/2023

2. Non-Instructional / Classified Staff

			Hire Date	Resign Date
1.	MARIANNE BROWN	FOOD SERVICE HELPER	09/01/2022	01/01/2023 (verbal)
2.	SHAKIRA M. DUPONT	FOOD SERVICE HELPER	09/01/2022	02/17/2023
3.	EVELYN E. FORD	FOOD SERVICE HELPER	12/05/2017	09/01/2022 (verbal)
4.	DONNA L. HORAN	FOOD SERVICE HELPER	09/01/2017	09/01/2022 (verbal)
5.	LAURIE JONES	FOOD SERVICE HELPER	01/03/2019	09/01/2022 (verbal)
6.	MELISSA L. LEMIEUX	FOOD SERVICE HELPER	11/14/2017	09/01/2022 (verbal)
7.	KATIE L. LYON	FOOD SERVICE HELPER	08/01/2022	12/19/2022
8.	BRANDI MABIE	FOOD SERVICE HELPER	08/01/2022	01/22/2023
9.	BONNIE M. PADULA	FOOD SERVICE HELPER	03/21/2018	09/01/2022 (verbal)
10.	ATHENA PONTIKIS MARTINEZ	FOOD SERVICE HELPER	01/03/2019	02/03/2023
11.	HANNA POPOWSKI	FOOD SERVICE HELPER	09/01/2002	09/01/2022 (verbal)
12.	JENNIFER A. PROVOST	FOOD SERVICE HELPER	10/07/2019	09/01/2022 (verbal)
13.	ADAM C. RAULLI	FOOD SERVICE HELPER	09/28/2020	01/01/2023 (verbal)
14.	KATRINA M. TOWNSEND	FOOD SERVICE HELPER	09/03/2019	09/01/2022 (verbal)
15.	MICHELLE WAUFLE	FOOD SERVICE HELPER	07/06/2021	09/01/2022 (verbal)

b. UNPAID LEAVE(S) OF ABSENCE

1. Non-Instructional/Classified Staff

			Start Date	End Date	Reason
1.	RANDY J. MILLER	NETWORK ADMINISTRATOR II	03/13/2023	TBD	work provisionally in different title
2.	MICHAEL M. SHUE	NETWORK ADMINISTRATOR I	03/13/2023	TBD	work provisionally in different title

c. APPOINTMENTS

1. **Teaching/Certified Staff**

a. **RECOMMENDATION FOR PROBATIONARY APPOINTMENT(S)**

The expiration dates of the 4 year probationary appointments are tentative and conditional only. Except to the extent required by the applicable provisions of Section 3014 of the Education Law, in order to be granted tenure the teacher must receive composite or overall annual professional performance review ratings pursuant to Section 3014-c and/or 3014-d of the Education Law of either effective or highly effective in at least three (3) of the four (4) preceding years, and if the teacher receives an ineffective composite or overall rating in the final year of the probationary period the teacher shall not be eligible for tenure at that time.

The expiration dates of the 3 year probationary appointments are tentative and conditional only. In order to be granted tenure the teacher must receive composite or overall annual professional performance review ratings pursuant to Section 3014-c and/or 3014-d of the Education Law of either effective or highly effective to the extent required by the applicable provisions of the Education Law, the Rules of the Board of Regents and the Regulations of the Commissioner of Education, and if the teacher receives an ineffective composite or overall rating in the final year of the probationary period the teacher shall not be eligible for tenure at that time.

1. Recommend that **ADRIAN BARTHOLOMEO** be appointed as a **SCHOOL SOCIAL WORKER** in INSTRUCTIONAL PROGRAMS & PROF LEARNING, at Oriskany CSD and Waterville CSD for a four year probationary appointment in the School Social Worker tenure area, commencing February 27, 2023 and ending February 26, 2027 at an annual salary rate of \$54,352.00, prorated.

Certification:

- * Working toward certification

Education:

- * Graduate of Whitesboro High School
- * Bachelor's Degree in Psychology from SUNY Brockport
- * Master of Social Work from Nazareth College
- * NYS Licensed Clinical Social Worker

Work Experience:

- * From June, 2017 through the present as a bereavement counselor at Hospice & Palliative Care
- * From May, 2016 through May, 2017 as a care coordinator II at Alzheimer's Association, Rochester
- * From December, 2007 through June, 2014 as a Medicaid service coordinator at Easter Seals, Rochester

2. Recommend that **BIANCA M. CARDILLO** be appointed as a **TEACHER ASSISTANT** in INSTRUCTIONAL PROGRAMS & PROF LEARNING, at the Center for a four year probationary appointment in the Teaching Assistant tenure area, commencing February 14, 2023 and ending February 13, 2027 at an annual salary rate of \$17,036.00, prorated.

Certification:

- * Working toward certification

Education:

- * Graduate of Sauquoit Valley High School
- * Currently attending SUNY Oneonta for Early Childhood Education

Work Experience:

- * From July, 2022 through August, 2022 as a substitute teaching assistant at Oneida-Herkimer-Madison BOCES Bridges Special Education
- * From November, 2021 through June, 2022 as a substitute teaching assistant at Sauquoit Valley Central School District
- * From 2020 through 2021 as an intern through Oneida-Herkimer-Madison BOCES New Visions

3. Recommend that **MELISSA M. HOVEY** be appointed as a **TEACHER ASSISTANT** in INSTRUCTIONAL PROGRAMS & PROF LEARNING, Career and Technical Education for a four year probationary appointment in the Teaching Assistant tenure area, commencing February 13, 2023 and ending February 12, 2027 at an annual salary rate of \$19,346.00, prorated.

Certification:

- * Working toward certification

Education:

- * Graduate of Schoharie High School
- * Associate of Applied Science in Occupational Therapy Assistant from Herkimer County Community College
- * Associate of Applied Science in Business Merchandise from Cazenovia College

Work Experience:

- * From October, 2020 through June, 2022 as a COVID-19 contact tracing customer service representative at Staffing Solutions
- * From May, 2018 through March, 2020 as a certified occupational therapy assistant at the ARC of Madison/Cortland
- * From October, 2016 through February, 2018 as a certified occupational therapy assistant at the Masonic Care Community of New York
- * From April, 2015 through October, 2016 as a certified occupational therapy assistant at Preferred Therapy Solutions
- * From April, 2015 through September, 2015 as a certified occupational therapy assistant at Utica Rehabilitation and Nursing Home

4. Recommend that **JANICE L. MURRAY** be appointed as a **COORDINATOR SCHOOL LIBRARY SYSTEM** in SUPPORT SERVICES, for a three year probationary appointment in the Coordinator of School Library Systems tenure area, commencing April 24, 2023 and ending April 23, 2026 at an annual salary rate of \$95,000.00, prorated.

Certification:

- * Professional certificate in Library Media Specialist
- * Working toward administrative certification

Education:

- * Graduate of Ilion Jr/Sr High School
- * Bachelor of Arts in English from Utica College
- * Master of Science in Library and Information Science School Media from Syracuse University

Work Experience:

- * From March, 2021 through the present as a K-12 library media specialist at Little Falls Central School District
- * From August, 2018 through March, 2021 as an instructional support specialist at Oneida-Herkimer-Madison BOCES
- * From September, 2013 through July, 2018 as a library media specialist at New Hartford Central School District
- * From September, 2012 through July, 2013 as a library media specialist at Baldwinsville Central School District
- * From September, 2011 through June, 2012 as a library media specialist at Syracuse City School District

5. Recommend that **VINCENT TRIPODI** be appointed as a **PRINCIPAL** in INSTRUCTIONAL PROGRAMS & PROF LEARNING, Middle Settlement Academy @ Lincoln Avenue for a three year probationary appointment in the Principal for Alternative Ed tenure area, commencing March 09, 2023 and ending March 08, 2026 at an annual salary rate of \$120,500.00, prorated.

Certification:

- * Professional certificate in School District Leader

Education:

- * Graduate of Dolgeville Central School
- * Bachelor of Arts in Psychology from Utica College of Syracuse University
- * Master of Social Work from Syracuse University
- * School District Leader from Massachusetts College of Liberal Arts

Work Experience:

- * From July, 2009 through the present as assistant principal at Oneida-Herkimer-Madison BOCES
- * From May, 2006 through July, 2009 as a school social worker at Oneida-Herkimer-Madison BOCES
- * From June, 2000 through May, 2006 as a service coordinator at Central New York Developmental Disabilities Services Office-OMRDD
- * From May, 2000 through June, 2000 coordinator at Herkimer County Welfare to Work Program

6. Recommend that **CHRISTINA M. WARNER** be appointed as a **PRINCIPAL - PTECH** in **INSTRUCTIONAL PROGRAMS & PROF LEARNING, PTECH** for a four year probationary appointment in the Principal tenure area, commencing March 09, 2023 and ending March 08, 2027 at an annual salary rate of \$101,500.00, prorated.

Certification:

- * Initial certificate in School Building Leader
- * Initial certificate in School District Leader

Education:

- * Graduate of Ilion Jr./Sr. High School
- * Associates Degree in Liberal Arts & Sciences from Herkimer County Community College
- * Bachelor of Arts in Psychology/Communications from St. John Fisher College
- * Masters of Science in Education in K-12 School Counseling from SUNY Oneonta
- * Certificate of Advanced Study in School Counseling from SUNY Oneonta
- * Certificate of Advanced Study in School Building & District Leader from SUNY Cortland

Work Experience:

- * From September, 2022 through the present as assistant principal at Oneida-Herkimer-Madison BOCES P-TECH
- * From April, 2015 through September, 2022 as a school counselor at Oneida-Herkimer-Madison BOCES P-TECH
- * From March, 2013 through April, 2015 as a school counselor/CSE chairperson at Herkimer BOCES
- * From May, 2009 through March, 2013 as a substitute teacher at Herkimer BOCES

7. Recommend that **SIGMUND R. ZEMZICKI** be appointed as a **TEACHER ASSISTANT** in INSTRUCTIONAL PROGRAMS & PROF LEARNING, at Middle Settlement Academy @ Lincoln Avenue for a four year probationary appointment in the Teaching Assistant tenure area, commencing February 06, 2023 and ending February 05, 2027 at an annual salary rate of \$16,471.00, prorated.

Certification:

- * Working toward certification

Education:

- * Graduate of Parsippany Hills High School, N.J.

Work Experience:

- * From 2019 through 2022 as a night desk attendance at SUNY Brockport
- * From May, 2022 through August, 2022 as a dog day camp counselor at Camp Bow Wow
- * Summers of 2017 through 2018 as a senior lifeguard at Clear Blue Pool Management, N.J.

b. RECOMMENDATION FOR A LONG-TERM SUBSTITUTE APPOINTMENT

1. Recommend that **WILLIAM A. PETRILLI** be appointed as a **TEACHER OF SCIENCE** in INSTRUCTIONAL PROGRAMS & PROF LEARNING, Middle Settlement Academy @ OHM BOCES, for a long-term substitute appointment commencing January 30, 2023 and ending June 30, 2023 at an annual salary rate of \$56,342.00, prorated.

Certification:

- * Permanent certificate in Special Education
- * Provisional certificate in School Administrator/Supervisor

Education:

- * Graduate of Frankfort-Schuyler High School
- * Bachelor of Science in Public Relations/Journalism from Utica College
- * Master of Science in Special Education from College of Saint Rose
- * School District Administrator from Massachusetts College of Liberal Arts

Work Experience:

- * From December, 2015 through December, 2020 as a director of special education / interim district superintendent at Delaware Academy
- * From December, 2007 through June, 2014 as a K-12 assistant principal at Stockbridge Valley
- * From September, 1997 through December, 2007 as a teacher at Oneida-Herkimer-Madison BOCES
- * From December, 2006 through December, 2018 as a teacher/CSE/administrator at Madison BOCES

- 2. Recommend that **L. MICHAEL SCHRADER** be appointed as a **TEACHER ASSISTANT** in INSTRUCTIONAL PROGRAMS & PROF LEARNING, Middle Settlement Academy @ Lincoln Avenue for a long-term substitute appointment commencing February 13, 2023 and ending June 30, 2023 at an annual salary rate of \$21,910.00, prorated.

Certification:

- * Teaching Assistant Continuing certificate

Education:

- * Graduate of Utica Free Academy
- * Associate of Arts in Business from Mohawk Valley Community College

Work Experience:

- * From June, 2021 through the present as a substitute at Oneida-Herkimer-Madison BOCES
- * From October, 2003 through June, 2021 as a teacher assistant at Oneida-Herkimer-Madison BOCES
- * From 1973 through 2003 as a manager at Chase Bank

c. RECOMMENDATION FOR A TEMPORARY APPOINTMENT(S)

- 1. Recommend that **ANNE J. SWEARINGEN** be appointed as a **CLINICAL INSTRUCTOR** in INSTRUCTIONAL PROGRAMS & PROF LEARNING, for a temporary appointment commencing February 27, 2023 and ending June 30, 2023 at a salary rate of \$34.18/hour.

Certification:

- * Registered Professional Nurse Certificate

Education:

- * Graduate of Thomas R. Proctor High School
- * Associate of Science in Nursing
- * Bachelor of Science in Nursing

Work Experience:

- * From 2013 through the present as a secretary and home health registered nurse at Masonic Care Community /Acacia Home Care
- * From 2019 through 2023 as a nursing supervisor/nursing education at CNY Cardiology
- * From 2018 through 2019 as a pediatric registered nurse at Mohawk Valley Psychiatric Center

d. RECOMMENDATION FOR INCREASE IN FTE

			Date	FTE
1.	JENNIFER L. ENJEM	PHYSICAL THERAPIST	02/06/2023	0.7

2. **Non-Instructional/Classified Staff**

- a. Recommendation to create one (1) full-time Public Information Specialist position

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

1. Recommend that **MICHAEL W. KOHLI** be appointed to a provisional appointment as a **PBIS COORDINATOR** in SUPPORT SERVICES, Safety Office, commencing March 09, 2023 at an annual salary rate of \$50,000.00, prorated.

MICHAEL W. KOHLI has been pre-approved by civil service, as meeting the qualifications necessary in order to perform the duties of a **PBIS COORDINATOR**, until the results of the next civil service exam are known.

Education:

- * Graduate of Rome Free Academy
- * Associate of Applied Science in General Studies from Mohawk Valley Community College
- * Bachelor of Arts in Social Studies/Secondary Education from Utica College

Work Experience:

- * From September, 2013 through the present as an assistant at the City of Rome Mayor's Office
- * From September, 2000 through September, 2013 as an arena manager at the City of Rome Department of Parks & Recreation
- * From 2009 through 2013 as a substitute teacher at various local school districts
- * From September, 1992 through June, 2000 as a special education teacher assistant at Rome City School District

2. Recommend that **RANDY J. MILLER** be appointed to a provisional appointment as a **TELECOMMUNICATIONS SPECIALIST II** in SUPPORT SERVICES, BOCES Networking, commencing March 13, 2023 at an annual salary rate of \$65,000.00, prorated.

RANDY J. MILLER has been pre-approved by civil service, as meeting the qualifications necessary in order to perform the duties of a **TELECOMMUNICATIONS SPECIALIST II**, until the results of the next civil service exam are known.

Education:

- * Graduate of Rome Free Academy
- * Associates Degree in Computer Information Systems from Mohawk Valley Community College

Work Experience:

- * From April, 2020 through the present as a network administrator II at Oneida-Herkimer-Madison BOCES
- * From November, 2017 through April, 2020 as a computer technician at Oneida-Herkimer-Madison BOCES
- * From September, 2013 through November, 2017 as a product service associate at Lowes

3. Recommend that **MICHAEL M. SHUE** be appointed to a provisional appointment as a **TELECOMMUNICATIONS SPECIALIST I** in SUPPORT SERVICES, Information and Technology commencing March 13, 2023 at an annual salary rate of \$67,500.00, prorated.

MICHAEL M. SHUE has been pre-approved by civil service, as meeting the qualifications necessary in order to perform the duties of a **TELECOMMUNICATIONS SPECIALIST I**, until the results of the next civil service exam are known.

Education:

- * Graduate of South Lewis Central School District
- * Bachelor of Science in Computer Information Systems from SUNY Polytechnic Institute
- * Certificate in Information Technology Management from Jefferson-Lewis BOCES

Work Experience:

- * From May, 2015 through the present as a network administrator I at Oneida-Herkimer-Madison BOCES
- * From July, 2014 through May, 2015 as a computer technical assistant at Oneida-Herkimer-Madison BOCES
- * From November, 2011 through July, 2014 as a computer operator aide at Oneida-Herkimer-Madison BOCES

b. RECOMMENDATION FOR PART-TIME APPOINTMENT

1. Recommend that **KATRENA L. BERKOVICH** be appointed to a part-time appointment as a **FOOD SERVICE HELPER** in SUPPORT SERVICES, School Lunch Program commencing January 26, 2023 at an hourly salary rate of \$15.00.

KATRENA L. BERKOVICH 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 Broadneck High School, Maryland
- * Bachelor of Science in Public Relations from Utica College (Utica University)
- * Master of Science in Liberal Studies from Utica College (Utica University)

Work Experience:

- * From June 2018 through June, 2020 as a co-instructor at Temple Emanu-El Religious School
- * From April, 2012 through May, 2014 as a fund development & communications director at Center for Family Life & Recovery
- * From February, 2007 through December, 2011 as development officer, executive director of alumni, parent relations and director of annual giving at Utica College

2. Recommend that **ASHLEY M. CHANDLER** be appointed to a part-time appointment as a **FOOD SERVICE HELPER** in SUPPORT SERVICES, School Lunch Program commencing February 06, 2023 at an hourly salary rate of \$15.00.

ASHLEY M. CHANDLER 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 Milford Central School
- * Bachelor of Science in Marine Science and Biology from the University of Tampa

Work Experience:

- * From May, 2022 through the present as a central sterilization technician at the Griffiss Surgery Center
- * From June, 2019 through March, 2020 as a part-time education I and II team member and tour guide at SeaWorld
- * From January 2019 through March, 2020 as a part-time merchandise cast member at Walt Disney World
- * From January, 2017 through January, 2019 as a merchandise cast member - college program
- * From May, 2015 through August, 2015 as an intern at Coastal Marine Education and Research Academy

3. Recommend that **MICHAEL A. ROYS** be appointed to a part-time appointment as a **FOOD SERVICE HELPER** in SUPPORT SERVICES, School Lunch Program commencing February 13, 2023 at an hourly salary rate of \$15.00.

MICHAEL A. ROYS 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 Waterville Jr/Sr High School
- * Bachelor's Degree in Canine Training and Management from SUNY Cobleskill

Work Experience:

- * From August, 2022 through December, 2022 as a kennel attendant at The Seeing Eye, N.J.
- * From July, 2022 through August, 2022 as an associate at Lowes
- * From June, 2022 through August, 2022 as a cleaner at Special Metals

4. Recommend that **RONI E. THOMPSON** be appointed to a part-time appointment as a **FOOD SERVICE HELPER** in SUPPORT SERVICES, School Lunch Program commencing January 26, 2023 at an hourly salary rate of \$15.00, as needed.

RONI E. THOMPSON 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 Utica Free Academy
- * Bachelor of Science in Public Health from SUNY Brockport

Work Experience:

- * From February, 1978 through February, 2016 as a customer service representative, claim processor, medical case reviewer and client implementation at MetLife/United Healthcare

c. 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.	CYNTHIA A. PAVLUS	ASSISTANT COOK	09/01/2022
2.	ASHLEY K. SPICER	ASSISTANT COOK	09/01/2022

d. RECOMMENDATION FOR ADDITIONAL ASSIGNMENT(S)

1. Recommend that **DAVID E. STAYTON** be appointed to an additional assignment as **POLICY COORDINATOR** in INSTRUCTIONAL PROGRAMS & PROF LEARNING, commencing December 15, 2022 and ending June 30, 2023 at a salary rate of \$3,500, prorated.

d. STIPENDS

1. Teaching/Certified Staff

a. RECOMMENDATION FOR ADDITIONAL STIPENDS

			Date	Stipend
1.	KASEY L. BARRETT	TEACHER ASSISTANT	02/06/2023 - 06/30/2023	\$3,500.00 (prorated) student mgr.

e. TERMINATIONS

1. Teaching/Certified Staff

1. IT IS RESOLVED, that upon the recommendation of the District Superintendent, and review of all materials submitted, the Board hereby votes to terminate the probationary employment of teacher assistant Morgan Fort effective April 19, 2023. The District Superintendent or her designee shall promptly notify the employee of this decision.

2. IT IS RESOLVED, that upon the recommendation of the District Superintendent, and review of all materials submitted, the Board hereby votes to terminate the probationary employment of teacher assistant Brianna Griffing effective April 19, 2023. The District Superintendent or her designee shall promptly notify the employee of this decision.

ITEM VII. D. ACTION ITEMS

ITEM VII D. 1. APPROVAL OF BOARD POLICIES *(Second Reading)*

Moved, that the Cooperative Board approves the following Policies in order to provide a comprehensive written listing of the Cooperative Board's current policies, rules and regulations for the Oneida-Herkimer-Madison BOCES. (Having been approved at two successive meetings, this item was approved effective March 8, 2023.)

Section 4000 Fiscal Management

4201 Budget Development and Adoption
4300 Investments
4304 Personal Property of the Board of Cooperative Educational Services
4404 Personal Property Acquisitions
4501 Competitive Bidding
4502 Non-Bid Purchasing
4503 Purchase Orders

Section 6000 Personnel

6201 Drug-Free Workplace Policy

ITEM VII D. 2. APPROVAL BOARD POLICY *(First Reading)*

Moved, that the Cooperative Board approves the following Policies in order to provide a comprehensive written listing of the Cooperative Board's current policies, rules and regulations for the Oneida-Herkimer-Madison BOCES. (Due to all members not present, this item will be presented for the second time at the April 19, 2023 meeting.)

Section 2000 School Board of Operations

2004 Orienting New Board of Cooperative Educational Services Members
2006 Board of Cooperative Educational Services Compensation and Expenses

Section 5000 Support Operations

5004 Short-Term Worker Asbestos Notification
5400 Transportation of Students to OHM BOCES Sponsored Events
5401 Owned or Leased Vehicles

ITEM VII D. 3. APPROVAL OF FY 2023-2024 DATABASES, RESEARCH TOOLS, EBOOKS, AUTOMATION AND MEDIA FOR USER IN SCHOOL LIBRARY SYSTEMS "DREAM CONSORTIUM"

Moved, that the Cooperative Board approve Oneida-Herkimer-Madison BOCES' participation in the 2023-2024 Databases, Research Tools, Ebooks, Automation, Media Consortium agreement.

ITEM VII D. 4. APPROVAL OF CONSULTANT COMMITTEE MEMBERSHIP

Moved, that the Cooperative Board recommends the approval of one member, Robert Frankland to the Criminal Justice Consultant Committee for the term of 3/31/23 to 3/31/26

ITEM VII. D. 5. APPROVAL OF SETTLEMENT AGREEMENT CLASS ACTION LAWSUIT AGAINST JUUL LABS INCORPORATED

Moved, that the Cooperative Board approve the terms of the settlement and related resolution agreement.

RESOLUTION AUTHORIZING PARTIAL SETTLEMENT OF VAPING LITIGATION

WHEREAS, in recent years the use and abuse of e-cigarettes and vaping devices increased dramatically among high school and middle school students, leading to significant risks of addiction and potentially life-threatening respiratory ailments; and

WHEREAS, students attending the Oneida-Herkimer-Madison BOCES (the "BOCES") have not been immune to this phenomenon with the BOCES observing students using e-cigarettes and vaping devices in school and on school grounds; and

WHEREAS, the use of e-cigarettes and vaping devices by students has caused the BOCES to incur costs in the form of staff time, disciplinary proceedings, and other costs, with the expectation that these costs will only increase unless and until student use of these devices decreases and stops; and

WHEREAS, the BOCES authorized the law firms of Ferrara Fiorenza PC, and the Frantz Law Group, APLC, to initiate litigation against Juul Labs, Inc. and other parties by board resolution relating to the production, marketing, sale, and distribution of e-cigarettes and vaping devices; and

WHEREAS, the litigation involved more than 1400 U.S. public BOCESs across more than 25 states; and

WHEREAS, a tentative settlement has been reached with Defendant Juul Labs, Inc. and certain individual board members, directors, executives and parties with whom Juul Labs, Inc. has indemnity agreements; and

WHEREAS, litigation against Altria and remaining defendants will continue; and

WHEREAS, partial settlement means the BOCES would forever release all claims against Juul Labs and the other released entities; and

WHEREAS, in return, the BOCES would receive certain cash payments; and

WHEREAS, the amount that the BOCES receives will be based on a final allocation framework recommended by the court-appointed Special Master Thomas Perrelli with the allocation framework for all governmental entities including factors such as population and litigation risk and be no less than \$30,194 for the BOCES; and

WHEREAS, an initial payment of approximately 54% of the settlement amount is anticipated to be paid by late 2023; and

WHEREAS, the remaining payments will be made in four installments anticipated in late 2023, 2024, 2025, and 2026; and

WHEREAS, the Board of Education (the "Board") has determined it is necessary, advantageous, desirable and in the public interest and the best interests of the BOCES that it settle this litigation against Juul Labs, Inc. and continue the litigation against remaining other parties involved with e-cigarettes and vaping devices.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the BOCES, as follows:

1. The Board authorizes the partial settlement of the vaping lawsuit against defendant Juul Labs, Inc. and certain individual board members, directors, executives and parties with whom Juul Labs, Inc. has indemnity agreements.
2. A Settlement with the substantive terms contained herein is hereby approved in substantially the form reviewed by the Board and together with such minor modifications as are deemed necessary by the BOCES's attorneys and administrators to protect the best interests of the BOCES.
3. The Board President, Superintendent and their designee(s) are hereby authorized to finalize, sign and enter into the Settlement Agreement on behalf of the BOCES and take all actions and execute all documents necessary or appropriate to carry out the intent of this Resolution.
4. This Resolution shall take effect immediately.

ITEM VII. D. 6. APPROVAL OF CONTRACT(S)

Yes	No	Excused	Abstain
Michelle Anderson		Elaine M. Falvo	
Steve Boucher			
Doreen Corbin			
Joseph H. Hobika, Jr.			
Heather Johnson			
Gary P. Nelson			
Anthony J. Nicotera			
Gary W. Porcelli, Ed.D.			
John J. Salerno			
Russell Stewart			
Timothy Thomas			

Motion carried 11-0

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

- Audit Committee Meeting Minutes

Mr. Stewart noted that the minutes are in the Board packet for review.

- Capital Project Committee Meeting Minutes

Mr. Stewart noted that the minutes are in the Board packet for review.
The next meeting of the Capital Project Committee Meeting will be scheduled for April 19th at 2:30 p.m.

- BOCES Consortium of Continuing Education Policy Board Meeting Minutes

Mr. Stewart noted that the minutes are in the Board packet for review.

- DEI Policy

Mr. Stewart asked the Board their thoughts on the DEI Policy. Discussion took place and the Board agreed that the policy should be kept general. The Board also agreed to move the policy to the Policy Committee for review and they would then bring it back to the Board with their recommendations.

ITEM IX. OLD BUSINESS


None

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

MOTION TO ADJOURN

Motion by: Mrs. Corbin
Seconded by: Mr. Hobika, Jr.

Without further objection, there being no further business to come before the meeting, the meeting adjourned at 6:12 p.m.


Deborah Kimball
Clerk of the Board
March 8, 2023