

A Special Meeting of the Board of Education, Seaford Union Free School District, was held on Thursday, August 25, 2005, in the All Purpose Room located in the Seaford Manor Elementary School, 1590 Washington Avenue, Seaford, New York.

PRESENT: Ms. Julie Oliva - President
Ms. Linda Hurley – Trustee
Mr. Bradley Kass – Trustee

ARRIVED LATE: Mr. Richard DiBlasio – Trustee
(Arrived at 6:40 p.m.)

ABSENT: Ms. Kathy Perlman – Vice President
Ms. Carmen Ouellette – District Clerk

George L. Duffy, III
Mr. Brian Conboy
Neil Block – Attorney

At 6:30 p.m., a motion was made by Ms. Hurley, second by Mr. Kass, to call a Special Meeting.

CALL A SPECIAL MEETING

All ayes
Motion carried.

Board President Julie Oliva asked to have a motion to recess the Special Meeting and go into executive session for the purpose of discussing:

- Possible Litigation

No action will be taken.

At 6:31 p.m., a motion was made by Ms. Hurley, second by Ms. Kass, to recess the Special Meeting and go into Executive Session.

EXECUTIVE SESSION

All ayes
Motion carried.

A motion was made by Ms. Hurley, second by Mr. DiBlasio, to adjourn Executive Session and return to the Special Meeting at 7:00 p.m.

ADJOURN EXECUTIVE SESSION

All ayes
Motion carried.

The Special Meeting was called to order at 7:10 p.m. As the first order of business, Ms. Oliva led the audience in the Pledge of Allegiance.

CONVENE REGULAR MEETING

All ayes
Motion carried.

Motion by Ms. Hurley, second by Mr. Kass, to adopt the following resolution for certification of property taxes:

RESOLUTION – PROPERTY TAXES

RESOLVED, that the following budget of the necessary claims and expenditures in the Seaford UFSD in the Town of Hempstead, school year 2005-2006, amounting to \$44,218,131 school purpose; \$1,707,875 library purpose; total of \$45,926,006 be and the same is hereby accepted.

RESOLVED, that the sum of \$32,034,741 school purpose; \$1,621,393 library purpose; total \$33,656,134 being the remainder of the budget adopted as above and the amount which must be raised by taxation (net amount) for Seaford UFSD of the Town of Hempstead, Nassau County, New York for the year 2005-2006 to be levied upon the taxable property of the said school district as said property has been certified by the Board of Assessors for the school year 2005/2006.

RESOLUTION (cont'd)

RESOLVED, that the District Clerk of this school district be and she is hereby authorized and directed pursuant to Section 6020-0 and amendments thereto of the Nassau County Administrative Code to file a certified copy of these resolutions with the Nassau County Legislature and the Board of Assessors, Mineola, New York on or before August 26, 2005.

All ayes

Motion carried.

Motion by Ms. Hurley, second by Mr. Kass, to adopt the following resolution:

RESOLUTION

WHEREAS, the budget of the Seaford Union Free School District presented at the annual budget vote and school election held on May 17, 2005 was defeated; and

WHEREAS, the District conducted a budget re-vote on June 21, 2005 at which it presented a budget that contained unexpended surplus funds of \$525,000, which budget was also defeated; and

WHEREAS, after the defeat of the second budget, the District learned that at the time of the budget re-vote it actually had a total of unexpended surplus funds of \$1,726,240; and

WHEREAS, pursuant to Real Property Tax Law Section 1318, the Board of Education is legally required to apply the \$1,726,240 of unexpended surplus funds to reduce its tax levy for the upcoming school year, thereby decreasing the school taxes to be paid by the residents of the Seaford School District for the 2005-06 school year; and

WHEREAS, notwithstanding the foregoing, the Board of Education recognizes that the voters at the 2005-06 budget re-vote did not have full and accurate information pertaining to the actual amount of unexpended surplus funds contained in the budget; and

WHEREAS, the projected tax levy set forth in the 2005-06 budget presented to the voters at the 2005-06 budget re-vote was significantly higher than necessary because of the erroneous depiction of the actual amount of unexpended surplus funds; and

WHEREAS, the budget was defeated by only thirty-five (35) votes; and

WHEREAS, it is possible that if the voters at the 2005-06 budget re-vote had full and accurate information regarding the amount of unexpended surplus funds and a more accurate depiction of the projected tax levy that the results of the 2005-06 budget re-vote may have been different; and

WHEREAS, the Board of Education now desires to conduct a new budget vote for the 2005-06 school year for the purpose of presenting to the voters a full and accurate budget to be voted thereupon, but recognizes that pursuant to Education Law Section 2022, it can only present a budget on two occasions for the upcoming school year.

RESOLUTION (cont'd)

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education shall request that the New York State Legislature adopt a special act providing for a special election to be conducted by the Seaford Union Free School District for the purpose of conducting a third budget vote for the 2005-06 school year in light of the inaccurate and incomplete information previously provided to the voters at the budget re-vote regarding the amount of unexpended surplus funds; and

BE IT FURTHER RESOLVED that such special act shall provide that in the event of a passage of the budget that the County of Nassau is authorized to adjust accordingly the tax levy for the collection of school taxes for the second half of 2005-06.

All ayes
Motion carried.

There being no further business, a motion was made by Ms. Hurley, second by Mr. Kass to adjourn the Special Meeting at 8:10 p.m.

**ADJOURN SPECIAL
MEETING**

All ayes
Motion carried.

Respectfully submitted,

Linda Hurley,
Vice District Clerk