

A Regular Meeting of the Board of Education, Seaford Union Free School District, was held on Thursday, June 5, 2014, in the All Purpose Room of the Manor Elementary School, 1590 Washington Avenue, Seaford, New York.

PRESENT: Mr. Brian W. Fagan - President  
Mr. Bruce A. Kahn – Vice President  
Ms. Susan Ruona - Trustee

ABSENT: Mr. Richard G. DiBlasio – Trustee  
Ms. Jeanmarie Wink – Trustee

Mr. Brian L. Conboy  
Mr. John A. Strifflino  
Mr. Alan S. Phillips  
Mr. Christopher Venator – Attorney  
Ms. Frances Radman - Attorney

At 7:34 p.m., the President of the Board of Education opened the Regular Meeting. As the first order of business, Board President Brian Fagan led the audience in the Pledge of Allegiance.

**OPEN MEETING**

None

**OPENING REMARKS**

None

**PRESENTATIONS**

Topics covered in Mr. Conboy's Administrative Report dated May 30, 2014 included:

**ADMINISTRATIVE REPORT**

Only one more Board meeting in June held in the Manor All Purpose Room; July and August Board Meetings will be held in the High School Band Room  
Town of Hempstead Board Meeting of May 20<sup>th</sup>

- Town of Hempstead board voted on the zoning of the Seaford Avenue School Property
- Discussion later this evening on this matter

Agenda:

- Need to remove Non-certified Personnel Action report from agenda this evening -  
Individual we were going to appoint has taken a job elsewhere
- Certified Personnel Action Report  
Appointment of new Assistant Elementary School Principal – Caroline Shoezer  
Resignation of High School Assistant Principal Carisa Burzynski
- Tax Anticipation Borrowing for 2014/2015 school year
- Tax Exemptions – will be revisiting these each year

May 20, 2014 budget vote

Thank you for support and passing of 2014/2105 budget and the proposition for the repair reserve fund  
Advisory vote on Veterans' Exemption

Tabled item from May 8<sup>th</sup> board meeting concerning fencing

Recent issues at Wantagh Schools

- If necessary we will but as strict procedures in place  
Indoor security cameras will be mounted in coming days

Town of Hempstead sign at Seaford High school acknowledging Girls Varsity Volleyball as 3-time Nassau Champions

Opt-out numbers for 3-8 testing

Letter from Nassau County Department of Public Works – Solar energy facility on the grounds of Cedar Creek Sewage Treatment Plant

Update on Harbor Roadway project

Mr. Fagan congratulated Stacie Stark who was elected to seat on the Board at the May 20<sup>th</sup> 2014 budget vote and trustee election. He welcomed Ms. Stark and advised that she would be sworn in at the July Reorganization Meeting.

Motion was made by Mr. Kahn, second by Ms. Ruona, that the consent agenda be approved as a whole with action recorded as if it had been taken severally.

No Discussion  
All Ayes  
Motion Carried.

**CONSENT AGENDA ITEMS  
6. A, B, C, D, E (detailed  
below)**

Motion was made by Mr. Kahn, second by Ms. Ruona, to approve the Board of Education Minutes of the Regular Meeting of May 8, 2014, the Workshop Meeting of May 20, 2014 and the Special Meeting of May 27, 2014.

No Discussion.  
All Ayes  
Motion Carried.

**MINUTES**

Motion was made by Mr. Kahn, second by Ms. Ruona, to acknowledge acceptance for audit of the Treasurer's Report dated April 30, 2014.

No Discussion.  
All Ayes  
Motion Carried.

**TREASURER'S REPORT**

Motion was made by Mr. Kahn, second by Ms. Ruona, to acknowledge acceptance for audit of the Revenue Report dated April 30, 2014.

No Discussion.  
All Ayes  
Motion Carried.

**REVENUE REPORT**

Motion was made by Mr. Kahn, second by Ms. Ruona, to acknowledge acceptance for audit of the Extracurricular Fund Activity Report dated April 30, 2014.

No Discussion.  
All Ayes  
Motion Carried.

**EXTRACURRICULAR FUND  
ACTIVITY REPORT**

Motion was made by Mr. Kahn, second by Ms. Ruona, to acknowledge acceptance for audit of the Appropriation Transfer Report dated April 30, 2014.

No Discussion.  
All Ayes  
Motion Carried.

**APPROPRIATION  
TRANSFER REPORT**

Motion was made by Mr. Kahn, second by Ms. Ruona, to acknowledge acceptance for audit of the Expenditure Report dated April 30, 2014.

No Discussion.  
All Ayes  
Motion Carried.

**EXPENDITURE REPORT**

Motion was made by Mr. Kahn, second by Ms. Ruona, to accept the recommendation to approve the Personnel Action Report:

**PERSONNEL ACTION  
REPORT - INSTRUCTIONAL**

A. Instructional (dated June 5, 2014):

P-1: POSITION ABOLITION:

No Recommended Actions

CONSENT AGENDA – PERSONNEL (cont'd)

P-2: POSITION CREATION: No Recommended Actions

P-3: RESIGNATIONS: No Recommended Actions

P-3: RESIGNATIONS:

1. CARISA BURZYNSKI

Position: Secondary Assistant Principal  
Assignment: Seaford High School  
Effective Date: June 30, 2014  
Reason: Resignation

P-4: LEAVES: No Recommended Actions

P-5: TERMINATIONS: No Recommended Actions

P-6: TENURE APPOINTMENTS: No Recommended Actions

P-7: APPOINTMENTS:

1. CAROLINE SCHOZER

Position: Elementary Assistant Principal  
Type of Appointment: Probationary  
Assignment: Seaford Manor and Harbor Schools  
Certification: SDA – Permanent  
Effective Date: July 1, 2014  
Expiration Date: June 30, 2017  
Tenure Eligibility: June 30, 2017  
Tenure Area: Elementary Assistant Principal  
Salary: \$110,000  
Reason: To Replace Patricia Gelling

P-8: OTHER:

- a) Recommend the Board of Education approve Melissa Newman as the UPI Special Education teacher for the 2014 summer school program. Ms. Newman's salary will be \$70.08 per hour.
- b) Recommend the Board of Education approve Lisa Holmes as the UPII Special Education teacher for the 2014 summer school program. Ms. Holmes' salary will be \$70.08 per hour.
- c) Recommend the Board of Education approve the annual appointment of Michael Flynn as the District Printer for the 2014-2015 school year. Mr. Flynn will receive a stipend as per the UTS contract.
- d) Recommend the Board of Education approve the annual appointment of Michael Spreckels as Athletic Trainer for the 2014-2015 school year. Mr. Spreckels will receive a stipend as per the UTS contract.
- e) Recommend the Board of Education approve the annual appointment of Frank Maniscalco as Director of Drivers Education for the 2014-2015 school year. Mr. Maniscalco will receive a stipend as per the UTS contract.

No Discussion.  
All Ayes  
Motion Carried.

Mr. Fagan briefly spoke about High School Assistant Principal Carisa Burzynski. He also welcomed new Elementary Assistant Principal Caroline Schoezer and advised that she and Elisa Pellati our new Assistant Superintendent for Business, would be starting July 1<sup>st</sup>.

Motion was made by Mr. Kahn, second by Ms. Ruona, to approve acceptance of the determinations of the following Special Education Committee Meetings: For 2013/14: 4/4; 4/23; 4/24; 4/30; 5/8; 5/14. For 2014/15: 1/23; 1/30; 2/5; 2/6; 2/12; 2/14; 2/25; 2/26; 2/27.

No Discussion.  
All Ayes  
Motion Carried.

**CPSE/CSE**

- ◆ Why was nothing said by the Board or Administration during their presentation of the proposed 2014/2015 Budget at the PTSA meeting held on May 19<sup>th</sup> that the Town of Hempstead Board had on their May 20<sup>th</sup> agenda their vote for a decision on the Seaford Avenue School property zoning  
Board and Administration knew on the previous Friday and two members of Administration were present at the Town Board hearing  
Many opportunities were given for relevant updates  
Very concerned about transparency
- ◆ Concerns over the covenants and restrictions contained in the contract of sale for the Seaford Avenue School  
When was covenant amended to include the Town of Hempstead  
Town of Hempstead approved as a Golden Age  
Ramifications of pending lawsuit against Nassau County concerning building senior housing with HUD funds

**PUBLIC COMMENTS –  
AGENDA ITEMS**

Motion was made by Mr. Kahn, second by Ms. Ruona, to award the co-operative bid for chain link fencing to The Landtek Group, Inc. in Amityville, New York. They were the lowest bidder at a cost of \$1,897.82. Unit measure of Steel Ties was revised to Fifty (50) Linear Feet.

No Discussion.  
All Ayes  
Motion Carried.

**OLD BUSINESS  
CAPITAL PROJECT - LANDTEK**

Motion was made by Mr. Kahn, second by Ms. Ruona, to adopt the following resolution:

**RESOLUTION – TAX  
ANTICIPATION NOTES**

TAX ANTICIPATION NOTE RESOLUTION OF SEAFORD UNION FREE SCHOOL DISTRICT, NEW YORK, ADOPTED JUNE 5, 2014, AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$9,000,000 TAX ANTICIPATION NOTES IN ANTICIPATION OF THE RECEIPT OF TAXES TO BE LEVIED FOR THE FISCAL YEAR ENDING JUNE 30, 2015.

RESOLVED BY THE BOARD OF EDUCATION OF SEAFORD UNION FREE SCHOOL DISTRICT, IN THE COUNTY OF NASSAU, NEW YORK, AS FOLLOWS:

Section 1. Tax Anticipation Notes (herein called "Notes") of Seaford Union Free School District, in the County of Nassau, New York (herein called "District"), in the principal amount of not to exceed \$9,000,000, and any notes in renewal thereof, are hereby authorized to be issued pursuant to the provisions of Sections 24.00 and 39.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law").

TANS RESOLUTION (cont'd)

Section 2. The following additional matters are hereby determined and declared:

- (a) The Notes shall be issued in anticipation of the collection of real estate taxes to be levied for school purposes for the fiscal year commencing July 1, 2014, and ending June 30, 2015, and the proceeds of the Notes shall be used only for the purposes for which said taxes are levied.
- (b) The Notes shall mature within the period of one year from the date of their issuance.
- (c) The Notes are not issued in renewal of other notes.
- (d) The total amount of such taxes remains uncollected at the date of adoption of this resolution.

Section 3. The Notes hereby authorized shall contain the recital of validity prescribed by Section 52.00 of the Law and shall be general obligations of the District, and the faith and credit of the District are hereby pledged to the punctual payment of the principal of and interest on the Notes and unless the Notes are otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget of the District and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 4. Subject to the provisions of this resolution and the Law, and pursuant to Sections 50.00, 56.00, 60.00 and 61.00 of the Law, the power to sell and issue the Notes authorized pursuant hereto, or any renewals thereof, and to determine the terms, form and contents, including the manner of execution, of such Notes, and to execute arbitrage certifications relative thereto, is hereby delegated to the President of the Board of Education, the chief fiscal officer of the District.

Section 5. The Notes shall be executed in the name of the District by the manual signature of the President of the Board of Education, the Vice President of the Board of Education, the District Treasurer, the District Clerk, or such other officer of the District as shall be designated by the chief fiscal officer of the District, and shall have the corporate seal of the District impressed or imprinted thereon which corporate seal may be attested by the manual signature of the District Clerk.

Section 6. This resolution shall take effect immediately.

No Discussion  
Brian Fagan - Aye  
Bruce Kahn - Aye  
Susan Ruona - Aye  
Motion Carried.

Motion was made by Mr. Kahn, second by Ms. Ruona, to adopt the following resolution:

**RESOLUTION - LOW INCOME  
SENIOR CITIZEN EXEMPTION**

**BE IT RESOLVED**, that the Board of Education grant residents a one-year tax exemption for the 2014-15 school year according to the State of New York Sec. 467, Low Income Senior Citizen exemption.

No Discussion  
Brian Fagan - Aye  
Bruce Kahn - Aye  
Susan Ruona - Aye  
Motion Carried.

EXEMPTIONS (cont'd)

Motion was made by Mr. Kahn, second by Ms. Ruona, to adopt the following resolution:

**RESOLUTION - LOW INCOME  
DISABILITY EXEMPTION**

**BE IT RESOLVED**, that the Board of Education grant residents a one-year tax exemption for the 2014-15 school year according to the State of New York Sec. 459, Low Income Disability exemption.

No Discussion  
Brian Fagan - Aye  
Bruce Kahn - Aye  
Susan Ruona - Aye  
Motion Carried.

Motion was made by Mr. Kahn, second by Ms. Ruona, to adopt the following resolution:

**BE IT RESOLVED**, that the Board of Education grant residents a one-year tax exemption for the 2014-15 school year according to the State of New York Sec. 466, Volunteer Fire & Ambulance exemption.

No Discussion  
Brian Fagan - Aye  
Bruce Kahn - Aye  
Susan Ruona - Aye  
Motion Carried.

Motion was made by Mr. Kahn, second by Ms. Ruona, to adopt the following resolution:

**BE IT RESOLVED**, that the Board of Education grant residents a one-year tax exemption for the 2014-15 school year according to the State of New York Sec. 466, Surviving Spouse of Firefighter/Ambulance Worker killed in the line of duty.

No Discussion  
Brian Fagan - Aye  
Bruce Kahn - Aye  
Susan Ruona - Aye  
Motion Carried.

Motion was made by Mr. Kahn, second by Ms. Ruona, to approve entering into a contract with Mill Neck Interpreter Service for the 2014-2015 school year for sign language interpreting during the school year for hearing impaired parents of students attending Seaford Schools.

**CONTRACT – MILL NECK  
INTERPRETER SERVICE**

No Discussion.  
All Ayes  
Motion Carried.

Motion was made by Mr. Kahn, second by Ms. Ruona, to authorize Payment Application #2 and the final payment to CNA Specialties, Inc. in the amount of \$1,397 of the \$13,097 Casework Contract for the Seaford High School Life Skills Suite Renovation, SED# 28-02-06-03-0-001, and authorize the BOE President to sign this documentation for payment.

**CAPITAL PROJECT – CAN  
SPECIALTIES, INC.**

No Discussion.  
All Ayes  
Motion Carried.

Motion by Mr. Kahn, second by Ms. Ruona, to declare the list of books submitted by the High School Librarian as obsolete so that they may be removed from the library.

**OBSOLETE ITEMS**

No Discussion.  
All Ayes  
Motion Carried.

Areas covered in the discussion on the Seaford Avenue School Zoning Vote by the Town of Hempstead – Fran Radman from Ingerman, Smith:

**DISCUSSION TOPIC:**

Mr. Conboy advised that the builder, BK at Seaford, originally envisioned a Golden Age Community 62 and above with a waiver for people who are 55 and above with 112 condo units

- No children; No rental properties; No abatements

At Town of Hempstead on May 20<sup>th</sup> Kate Murray asked attorney for Town to speak

- He advised that there had been a public hearing in early February
- Builder had removed their waiver seeking 55 and over and was now seeking 62 and over

After vote Mr. Conboy advised the Board of the outcome and asked District's attorney to do research on what happened and give legal opinion

- Still seeking documents from the Town of Hempstead
- Opinions still being developed.

Mr. Kahn advised that it was his understanding the builder was always applying for a Golden Age but with an exception from the Golden Age that allows it to go down to 55

- Builder pulled that request for the exception the morning of the vote

Attorneys Frances Radman and Christopher Venator spoke about:

- District's contract of sale with the builder
- Restrictive covenants with that contract and requirements of the Town of Hempstead
- Vote for the sale of the property
- Covenants and restrictions which run with the land, covenants and certain conditions survive delivery of a deed
- Town of Hempstead covenants and restrictions which they require  
Have contacted the Town Attorney's office and awaiting their response  
Understanding is that Town will not put resolution formally into writing until they receive the signed restrictive covenant from the District  
Trying to get more information from the attorney

Mr. Fagan clarified that the original contract and amendments and covenant have never been amended. This additional process is required by the Town of Hempstead.

Mr. Venator advised that the initial covenant is between the owner (Seaford) and the builder. The covenant the Town is now requesting is between the District and the Town of Hempstead. The covenants are not contradictory and will both be in effect.

Mr. Kahn asked about the provisions of Amendment Four holding and asked Mr. Venator to review that Amendment for the next discussion on this matter

Mr. Fagan verified with Mr. Venator that the Board could expect a complete legal opinion on this matter by the next meeting.

Superintendent Brian Conboy briefly explained the survey process to determine the need for a breakfast program for the 2014/2015 school year. He advised that the survey is done every year. He stated that the result of this year's survey determined no need for a breakfast program for the 2014/2015 school year. An opportunity was given to residents to ask questions concerning the survey process and/or the school district's decision to waive participation in the New York State Education Department's breakfast program. There were no questions.

**BREAKFAST PROGRAM  
WAIVER 2014/2015**

Comments, Questions and/or Concerns Raised by the Public included:

**PUBLIC COMMENTS**

- Why don't you just give kids breakfast; If somebody needs breakfast give it to them – don't have a vote
- Never seen a contract of sale as poorly drafted as this one  
Any covenants or amendments should be included with contract  
Developer did not request 62 age with modifications; said was going to be a 55 and over  
Board should get familiar with those things included in Golden Age zoning; Housing and Urban Development Section 8 is definitely part of it
- Did it cross anybody's mind that they wouldn't get a really representative vote when people were out of their homes 6 weeks after Hurricane Sandy
- It be in everyone's best interest to hold it to 55+ development – CA zoned community  
Developer would not apply for HUD Funds; would not include development in pending lawsuit  
If you let the developer add the Town to the covenant the next move for the Town to toss the covenant restrictions out the window – not more 55 plus, not more children under 18 excluded and allows the developer to use HUD funds  
Town of Hempstead BZO - Article 12 Section 121.1  
Should request CA zoning
- Should get a second opinion as to what as to what this community understood  
Option from tax attorney as to what the tax impact will be from change to 62 and over  
Attorney versed with Town of Hempstead zoning

Board/Attorneys:

- ◆ Town of Hempstead is in charge of zoning provisions  
Town is requesting the covenant
- ◆ Lawsuit has nothing to with this case; builder is not seeking HUD funds for this development
- ◆ Golden Age – no children under 18 years of age
- ◆ Vote was 55 or older
- ◆ Zoning is 62 and over; builder was trying to get an exemption for 55 and over
- ◆ There will be no change in tax revenues
- ◆ Community did not want this opened zone - did not want burden of additional children under 18 years of age  
Request from some residents at Town hearing was for 62 and over



None

**CLOSING REMARKS  
ADMINISTRATION AND BOARD**

At 8:47 p.m., a motion was made by Mr. Kahn, second by Ms. Ruona, to adjourn the Regular Meeting and enter into Executive Session for the purpose of discussing fact finding related to contract negotiations with our building Administrators' unit SASA.

**ADJOURN REGULAR  
MEETING**

No Discussion.  
All Ayes  
Motion Carried.

There being no further business, a motion was made by Mr. Kahn, second by Ms. Ruona, to adjourn Executive Session at 10:05 p.m.

**ADJOURN EXECUTIVE  
SESSION**

No Discussion.  
All Ayes  
Motion Carried.

Respectfully submitted,

Carmen T. Ouellette  
District Clerk

Bruce A. Kahn  
Vice District Clerk