

BELFAST CENTRAL SCHOOL BOARD OF EDUCATION OFFICIAL MINUTES

Date: November 10, 2014
Where Held: Auditorium
Time: 4:42 p.m.

Kind of Meeting: Special
Presiding Officer: Randa Harrington

MEMBERS PRESENT: Cecy Curcio, Chris Enders, Randa Harrington, Patricia Krotz, Janine Preston
MEMBERS ABSENT: Richard Hull, Jr., Josie Preston
OTHERS PRESENT: Judy May, Superintendent, Robert Lingenfelter, District Treasurer, Eileen Ostrander, District Clerk

At 4:42 p.m., Vice President Harrington called the meeting to order. The Pledge of Allegiance was recited.

Motion by Chris Enders, seconded by Patricia Krotz, that the Board of Education of the Belfast Central School, upon the recommendation of the Superintendent, approve the following resolution of the Board of Education of the Belfast Central School declaring the District's proposed emergency capital project involving measures to address the damage to a portion of the gym floor to be a Type II Action under SEQRA:

WHEREAS, the Belfast Central School District (the "District") is in the process of responding to sudden, significant and unexpected damages to a portion of the District's main gymnasium floor (with possible additional damage to the underlying subflooring) located at the Pre-K through 12 building, 1 King Street, Belfast, New York (the "School"); and

WHEREAS, the District proposes to undertake a remedial capital improvements project involving the reconstruction and/or replacement of a portion of the main gymnasium floor, all in compliance with applicable statutes, regulations and standards (the "Project"), and

WHEREAS, the District proposes to undertake the Project for the general protection of the public and, specifically, for the restoration and continuation of a safe and reliable gymnasium for the School, to ensure the health and safety of District employees, students and members of the public utilizing the School; and

WHEREAS, Section 617.5 of the State Environmental Quality Review Act ("SEQRA") Regulations (6 NYCRR Part 617) provides that certain activities are Type II actions which are not subject to review under SEQRA and that such activities include "routine activities of educational institutions," "maintenance or repair involving no substantial changes in an existing structure or facility," "replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site...unless such action meets or exceeds any [Type I] thresholds in section 617.4" and/or "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"; and

WHEREAS, the proposed Project constitutes such routine activities of educational institutions; maintenance or repair activities; in-kind, same-site replacement, rehabilitation or reconstruction activities not exceeding Type I thresholds; and/or emergency actions;

NOW THEREFORE, BE IT RESOLVED, that it is the final determination of the District's Board of Education that the Project is a Type II action, which is not subject to review under SEQRA, and the proposed action will not result in a significant adverse impact on the environment. Carried 5-0

Motion by Chris Enders, seconded by Patricia Krotz, that the Board of Education of the Belfast Central School, upon the recommendation of the Superintendent, approve the following resolution finding and declaring the existence of an emergency situation arising out of the damage to a portion of the gym floor, and authoring an emergency capital improvements project to address the situation in order to ensure the health and safety of District employees, students, and members of the public utilizing the school:

WHEREAS, the Belfast Central School District (the "District") is in the process of responding to sudden, significant and unexpected damages to a portion of the District's main gymnasium floor (with possible additional damage to the underlying subflooring) located at the Pre-K through 12 building, 1 King Street, Belfast, New York (the "School"); and

WHEREAS, the District proposes to undertake a remedial capital improvements project involving the repair and/or replacement of a portion of the main gymnasium floor, all in compliance with applicable statutes, regulations and standards (the "Project"), and

WHEREAS, various District officials and the District's architect have been in contact with the New York State Education Department, and the District has retained (or is in the process of retaining) contractors to reconstruct and/or replace a portion of the main gymnasium floor (estimated to be the uneven/warped 12 foot center circle), with possible reconstruction of the underlying subflooring, so that the gymnasium can be brought back into compliance with all applicable statutes, regulations and standards; and

WHEREAS, the District proposes to undertake the Project for the general protection of the public and, specifically, for the restoration and continuation of a safe and reliable gymnasium for the School, to ensure the health and safety of District employees, students and members of the public utilizing the School;

NOW, THEREFORE, BE IT RESOLVED, that the District finds that the situation described above: (1) requires immediate action to restore and preserve the physical integrity of the School, and for the protection and preservation of the health and safety of District employees, students and members of the public utilizing the School; and (2) constitutes an emergency within the meaning of Section 103(4) of the General Municipal Law; and be it further

RESOLVED, that the Project shall be limited in general scope to those items of work that have been deemed by the District's architect to be necessary or advisable to ensure the health and safety of persons utilizing the gymnasium at the School; and be it further

RESOLVED, that it was the final determination of the District's Board of Education that the Project is a Type II action, which is not subject to review under SEQRA, and the proposed action will not result in a significant adverse impact on the environment; and be it further

RESOLVED, that all of the expenses associated with the Project (including, without limitation, actual construction/ remediation costs, architectural and engineering costs, legal costs and all related incidental costs), all of which are hereby declared to be contingent expenses, shall be funded by the application of up to \$27,500 (or so much thereof as may be necessary) of District funds currently available in the form of unallocated fund balance in the District's General Fund; and be it further

RESOLVED, that such expended amounts will be restored at the time of (and to the same extent as) the District's receipt of any payments from the District's insurer resulting from the described events, and/or from State building aid that may be forthcoming in connection with the Project; and be it further

RESOLVED, that the Superintendent of Schools, the School District Treasurer, and other appropriate District officials be, and they hereby are, authorized to work with the District's architect to develop plans and specifications for the Project, to solicit (if practicable or required) public bids for the Project, to enter into (in the case of the Superintendent, only) contracts for the Project on behalf of the District and to undertake such other actions as may be reasonably necessary for the District to undertake and carry out the Project as soon as reasonably practicable, all in accordance with applicable New York State law. Carried 5-0

Patricia Krotz made the motion, seconded by Cecy Curcio, that the Board of Education of the Belfast Central School adjourn the meeting at 4:42 p.m. Carried 5-0

Emergency Project
Type II under SEQRA

Emergency Project
Gym Flooring