

# West Valley Central School Board Education

## Official Minutes

**Regular Meeting**

**January 13, 2020**

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Members Present: Niesyty, Harmony, Ploetz, Kent, Cizdziel, Kowalski, Samborski  
Others Present: Lawton, O'Brien, Amodeo, Boberg, Sierra Folts, Lisa Green, John, Tom and Justin Seltzer, George Kazmierczak, Lauraa Pless, Mark Whyte, Morgan Drake, Mike Frascella, Angela Ghani, Shawna Gugino

### **I. CALL TO ORDER**

The regular meeting was called to order at 7:02pm by Timothy Ploetz, Board of Education President presiding.

### **II. PLEDGE OF ALLEGIANCE to the UNITED STATES FLAG**

**III.** Moved by Harmony, seconded by Samborski to **ADOPT** the amended **AGENDA** as follows:

Additions: Personnel item (A) Jennifer Orbaker as long-term substitute art teacher for the remainder of the school year, item (B) Brigid Insley as substitute (uncertified) teacher

Deletions: none

Changes: none

7 ayes, 0 nays, motion accepted

### **IV. Correspondence/BOE information**

none

### **V. PUBLIC COMMENTS**

*The Board of Education invites you, the residents of our school community, to feel comfortable in sharing matters of interest or concern that you might have with us.*

*The Board President will be happy to recognize those of you who wish to speak. Please indicate this on the sign in sheet and you will be called on in order, identify yourself with your name and address.*

*Those items brought to the attention of the Board during this time may be taken under consideration for future response or action. We ask that individual comments be limited to a few minutes in order to accomplish the evening's agenda.*

*We respectfully ask that issues related to specific school district personnel or students be brought to the attention of the Superintendent or Principal privately.*

none

### **VI. BOARD COMMENTS**

*Within this section of the agenda, the Board of Education or Administration may take the opportunity to comment on matters of interest or concern.*

none

## VII. PRESENTATIONS

Shawna Gugino presented on the purpose of special education. She gave an overview of the structure of the special education legal system, the duties of the chairperson, committee responsibilities and who should participate in the process. When a student has been identified, it is determined the area of need and there are 13 areas of classification. The sections of the Individualized Educational Plan were reviewed, along with the programs, services and placements that are available. What the district responsibilities are for special education students, graduation pathways, parent/caregiver rights, annual reviews, and reimbursement that the district could be entitled to receive.

Dan Amodeo left the meeting at 7:40pm

Laura Pless and Mark Whyte reported on the progress of gathering information for the Efficiency study. They have had separate meetings with administration, staff and community members.

## VIII. REPORTS

A. Superintendent, Eric Lawton reported that there is a need to go into executive session for audit committee and special education hearing updates. John Pfeffer has reached out to him regarding our art department designing a seal for the town and to hopefully attend a meeting with a Congressional oversight committee on the WV Demonstration Project this week Thursday - he would like himself, Ann and two BOE members to attend. Katie Huber from Erie 1 BOCES contacted Eric to see if we would be interested in participating in a Wellness Grant worth about \$300,000 – our portion would be about \$15,000. They would help us to rewrite our Wellness Policy to be in line with NYS requirements. He signed up to participate and will be submitted in October.

B. ~~Principal, Daniel Amodeo~~

C. Business Official, Ann O'Brien reported on the 403(b)-plan restatement and amendment – for many years the district has sponsored 403(b) plan that allows employees to save and invest money toward their retirement. This a typical practice in public schools. There is a formal document that specifies the rules and guidelines of the plan. The Internal Revenue Service and the Department of Labor are requiring a mandatory restatement of the plan back to January 1, 2010. In addition, there is a new law regarding withdrawals. Two resolutions will be on the agenda to amend the 403(b) and one to amend the plan for the hardship withdrawals. There is a new federal regulation requiring employers to ensure employees with CDL licenses are registered in a database called the Clearinghouse. The idea behind this is

to track drivers who test positively for drugs. Currently, there is no mechanism to do this on a nationwide level.

Federal and state regulations are requiring school districts to provide two additional Reports. The first report is due March 1<sup>st</sup> of this year and will meet the federal regulations (ESSA). The second report will be due at the end of August 2020 and will meet NYS regulations.

## IX. CONSENT AGENDA

A. Moved by Samborski, seconded by Harmony to approve the unofficial minutes from the December 9, 2019 regular meeting, September Treasurer's report, budget status, revenue status, extra classroom activities; September warrants and September bank reconciliations. 7 ayes, 0 nays, motion accepted

## X. PERSONNEL

A. Moved by Cizdziel, seconded by Kowalski to approve Jennifer Orbaker to the position of Art teacher as a long-term substitute, starting January 27, 2020 through June 30, 2020, in the art department. Jennifer has a professional certification in Visual Arts, pay and benefits will be according to the WVCS/WVTA contract. 7 ayes, 0 nays, motion accepted

B. Moved by Samborski, seconded by Niesyty to approve Brigid Insley as a substitute (uncertified) teacher for the remainder of the 2019/2020 school year, pending fingerprint clearance. 7 ayes, 0 nays, motion accepted.

## XI. OLD BUSINESS:

A. Moved by Harmony, seconded by Niesyty to approve the **second readings** of the following Board Policies:

**"Information security breach and notification" #5672** revised under the Non-instructional/business operations section

**"School safety plans" #5681** revised under Non-instructional/business operations section

**"Meal charging and prohibition against meal shaming" #5660** revised under the Non-instructional/business and notification section

**"Leaves of Absence" #6550** revised under the Personnel section

**"Dignity for all students" #7550** revised under the Students section

**"Immunization of Students" #7511** revised under the Students section

**"Student voter registration and pre-registration" #7470** new under Students section

7 ayes, 0 nays, motion accepted

**XII: NEW BUSINESS:**

A. Moved by Samborski, seconded by Kowalski to approve CSE recommendations 7 ayes, 0 nays, motion accepted

B. Moved by Samborski, seconded by Harmony to surplus the following textbooks:

\*MacMillian/McGraw Hill Reading ISBN #0-02-191148-7 (12 books), ISBN #0-02-191145-2 (5 books), ISBN #0-02-188567-2 (4 books), ISBN #0-02-191146-0 (5 books), ISBN #0-02-191147-9 (7 books), \*Harcourt School Publisher ISBN #0-15-3784172-2 (2 books) and ISBN #0-15-378418-0 (3 books)

7 ayes, 0 nays, motion accepted

C. Moved by Cizdziel, seconded by Samborski to adopt the following resolution; RESOLVED, that the form of amended 403(b) Plan effective January 1, 2010, presented to this meeting is hereby approved and adopted and that an authorized representative of the Employer is hereby authorized and directed to execute and deliver to the Administrator of the Plan one or more counterparts of the Plan.

7 ayes, 0 nays, motion accepted

D. Moved by Samborski, seconded by Cizdziel to adopt the following resolution; RESOLVED, the Amendment to Implement Hardship Distribution Provisions of The Bipartisan Budget Bill of 2018 to the West Valley Central School District 403(b) Plan (the Amendment) is hereby approved and adopted and that an authorized representative of the Employer is hereby authorized and directed to execute and deliver to the Plan Administrator the Amendment and to take any and all actions as it may deem necessary to effectuate this resolution.

7 ayes, 0 nays, motion accepted

Moved by Samborski, seconded by Harmony to go into Executive session at 8:08pm for the purposes of audit committee and special education hearing. No business will be conducted afterwards. 7 ayes, 0 nays, motion accepted

Moved by Samborski, seconded by Harmony to come out of Executive session at 8:45pm. 7 ayes, 0 nays, motion accepted

XIII: Moved by Samborski, seconded by Harmony to **ADJOURN** at 8:46pm. 7 ayes, 0 nays, motion accepted

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District Clerk