Port Chester – Rye Union Free School District
Regular Meeting - Resolutions
January 16, 2020
Port Chester Middle School

Action Items

A. RESOLVED, that the Board of Education of the Port Chester-Rye Union Free School District appoint an Officer for the National School Lunch Program for the 2019-2020 school year as noted below:
Donna Martin, Reviewing Officer

B. RESOLVED, that the Board of Education of the Port Chester-Rye Union Free School District approve the increase in the hourly rate for employees and substitutes currently being paid $12.00 per hour to $13.00 per hour as per the New York State mandated Minimum Wage Law.

C. RESOLVED, that the Board of Education hereby appoints Jeffrey J. Schiro, Esq., to serve as the Hearing Officer at the rate of $100 per hour in connection with the claims made by the parent(s) of student ID number XXX20 for a Section 504 administrative hearing pursuant to Section 504 of Rehabilitation Act of 1973.

FURTHER RESOLVED, that the Board of Education hereby directs Mr. Schiro to conduct a hearing, make findings of fact and issue a recommendation(s) to the Board of Education for review and final decision by the Board of Education.

D. RESOLVED, that the Board of Education of the Port Chester-Rye Union Free School District, upon recommendation of the Superintendent of Schools, commence a 30 day Public Comment Period on January 16, 2020, to consider the request of the High School site-based team to name the High School Gymnasium basketball court as Tewey Court for Richard "Dick" Tewey, former Physical Education Teacher and Coach.

E. RESOLVED, that the Board of Education accepts the Warrants Report, Statement of Revenues, and Budget Status Report for November 2019.

Consent Agenda

A. RESOLVED, that the Board of Education upon the recommendation of the Superintendent of Schools;

WHEREAS, students and staff of Port Chester High School have distinguished themselves; and,

WHEREAS, the Board of Education endeavors to recognize publicly and honor its esteemed staff members and students for these successes; and,

WHEREAS, it is clear that the community is justifiably proud of these individuals; and,

WHEREAS, these individuals present an exceptional and superior example for their colleagues, peers, and the community; and,

WHEREAS, the Board of Education expresses its sincere thanks, appreciation, and admiration for artistic excellence;

AND NOW, THEREFORE, BE IT RESOLVED, that the Board of Education in meeting and assembled this sixteenth day of January, two thousand twenty, hereby publicly acknowledges the outstanding accomplishments of its honorees.

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Elementary All-County Chorus
Laura Asian, Soprano, JFK
Joseantonio Velasquez, Soprano, JFK
Heyde Salazar, Alto, JFK
Sophia Camacho, Alto, JFK
Emely Gonzabay-Alvarado, Soprano, Edison
Monika Tobar, Soprano, Edison
Carlos Gonzalez, Alto, Edison
Jesse Japa, Alto, Edison
Kelly Mendoza, Soprano, King
Isabella Ortiz, Soprano, King
Amelie Reis, Alto, King
Freddy Suarez, Alto, King
Quinn Borzoni, Soprano, Park
Alyssa Pederson, Soprano, Park
Tatiana Cardenas, Alto, Park
Brady Hollwedel, Alto, Park

Elementary All-County Chorus
Daniel LeRuo, Soprano, PCMS
Jazmin Pisera, Soprano, PCMS
Ashley Krivinskas, Alto, PCMS
Arianna Orellana-Ortiz, Alto, PCMS

Intermediate All-County Band
Casey Schultz, Clarinet, PCMS
Matthews Vintimilla, Snare Drum, PCHS

Intermediate All-County Orchestra
Benjamin Reyes, Violin, PCHS
Jack Richardson, Trombone, PCHS

Intermediate All-County Chorus
Jamie Perez, Soprano, PCMS
Genesis Salazar, Soprano, PCMS
Elizabeth Magana, Alto, PCHS
Sophia Tellez, Alto, PCHS
Shawn Cheriyan, Baritone, PCMS
Nicholas Pereira, Baritone, PCMS
Gwen Dominguez, Soprano, PCHS
Melissa Soler, Soprano, PCHS
Sophia Kamensky, Alto, PCHS
Caroline Policarpo, Alto, PCHS
Anthony Perrone, Tenor, PCHS
Christian Ramirez, Tenor, PCHS

Teachers
Linda Ventura, Chorus Director, PCHS
Michael Miceli, Band Director, PCHS
Linda McDermott, Band Director, PCMS
Mark Zizolfo, Chorus Director, PCMS
Kristen D'Avanzo, Chorus Director, JFK
Kristin Fleming, Chorus Director, King St./Park Ave.
Michael Johnson, Chorus Director, Edison

Leadership
Ken Kraut, Music Department Chair
Dr. Mitchell Combs, Principal, PCHS
Patrick Swift, Principal, PCMS
Judy Diaz, Principal, JFK
Samuel Ortiz, Principal, King Street
Rosa Taylor, Principal, Park Avenue
Ivan Tolentino, Principal, Edison

B. RESOLVED, that the Board of Education of the Port Chester-Rye Union Free School District approve Change Order # 8 – Piazza, Inc., 3 W. Stevens Avenue, Hawthorne, NY 10532 with regard to the Port Chester High School - Additions and Alterations Project (S.E.D. # 66190403-0-004-032)

Change Order # 8 – Excavation, removal offsite, and disposal of 592 cubic yards of unsuitable soil material and installation of backfill.

TOTAL: $87,586.78

C. RESOLVED, that the Board of Education of the Port Chester-Rye Union Free School District approve Change Order # 9 – Piazza, Inc., 3 W. Stevens Avenue, Hawthorne, NY 10532 with regard to the Port Chester High School - Additions and Alterations Project (S.E.D. # 66190403-0-004-032)

Change Order # 9 – Excavation and removal of rock from 8/22/19 through 9/26/19. Work included rock excavation for the underground utilities at the classroom addition during the specified time period.

TOTAL: $69,490.04

D. RESOLVED, that the Board of Education of the Port Chester-Rye Union Free School District approve Change Order # 10 – Piazza, Inc., 3 W. Stevens Avenue, Hawthorne, NY 10532 with regard to the Port Chester High School - Additions and Alterations Project (S.E.D. # 66190403-0-004-032)

Change Order # 10 – Excavation and removal of rock from 10/1/19 through 10/18/19. Rock excavation needed to install underground utilities at the classroom addition during the time period specified.

TOTAL: $83,472.47

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E. RESOLVED, that the Board of Education approve the following 2019-20 budget transfers:

TRANSFER TO:			TRANSFER FROM:		
ACCOUNT TITLE	**CODE**	**AMOUNT**	**ACCOUNT TITLE**	**CODE**	**AMOUNT**
LEAVE REPLACEMENTS	A2110-140-10-3800	$ 40,000.00	SALARIES - K-6	A2110-120-10-3000	$ 80,000.00
ATHLETICS CHAPERONE PAY	A2855-150-10-3500	$ 40,000.00			
EXPLANATION: To increase for anticipated salary expenditures through yearend.					
CONTRACTUAL SERVICES	A2815-400-10-0000	$ 50,000.00	SALARIES - SP ED AIDES JFK	A2250-163-60-3000	$ 18,000.00
			SALARIES - SP ED AIDES KING	A2250-163-70-3000	$ 16,000.00
			SALARIES - SP ED AIDES PARK	A2250-163-80-3000	$ 16,000.00
EXPLANATION: Certified Nurse on bus for Special Education Student.					
SALARIES - SP ED CLERICAL SUBS	A2250-161-10-3200	$ 35,000.00	SALARIES - SP ED CLERICAL	A2250-161-10-3000	$ 35,000.00
EXPLANATION: Substitute Clerical in Special Ed for unfilled positions.					
TUTION - SP ED NYS PUBLIC SCHOOLS	A2250-471-10-0000	$ 400,000.00	BAN INTEREST	A9731-700-00-0000	$ 400,000.00
EXPLANATION: Special Education placement (2) students at Hastings UFSD plus additional potential placements.					
		565,000.00			565,000.00

F. WHEREAS, New York State Supreme Court, County of Westchester, the Hon. Bruce Tolbert, J.S.C. presiding, has signed a Consent Judgment, dated September 26, 2019, which was filed in the office of the County clerk of Westchester County on September 26, 2019, that resolves a series of tax certiorari proceedings commenced by 3 Leonard Street, entitled *3 Leonard Street LLC v. Assessor of the Town of Rye, et al.* (Sup. Ct. West. Co. Index Nos. 65322/18, *et seq.*), which contested the assessment of property located at 3 Leonard Street in the Town of Rye, which property is identified as Section 142.54, Block 1, Lot 35.3 on the Official Assessment Map of the Town of Rye, for assessment year 2018; and

WHEREAS, under the terms of the above-described Court issued Consent Judgment, the assessment of the property at issue in those tax certiorari proceedings was reduced for all contested tax years (assessment year 2018), which will result in school tax refunds to be paid by the Port Chester Rye Union Free School District in the approximate amount of One thousand one hundred twenty-six and 62/100 ($1,126.62) Dollars;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of Port Chester Rye Union Free School District authorizes the Assistant Superintendent for Business (1) to expend funds from the School District's Tax Certiorari Reserve Fund/undesignated fund balance for the payment of such school tax refunds that are caused by the reduction of the subject property's assessment for assessment year 2018, which reduction is set forth in the above-described Court issued Consent Judgment and which refunds will be in the approximate amount of One thousand one hundred twenty-six and 62/100 ($1,126.62) Dollars and (2) to undertake such other actions as are necessary to comply with the Court issued Consent Judgment.

WHEREAS, New York State Supreme Court, County of Westchester, the Hon. Bruce Tolbert, J.S.C. presiding, has signed a Consent Judgment, dated September 27, 2019, which was filed in the office of the County clerk of Westchester County on September 27, 2019, that resolves a series of tax certiorari proceedings commenced by 208 Grace LLC, entitled 208 Grace LLC v. Assessor of the Town of Rye, et al. (Sup. Ct. West. Co. Index Nos. 65315/18, et seq.), which contested the assessment of property located at Grace Church Street in the Town of Rye, which property is identified as Section 142.54, Block 1, Lot 35.2 on the Official Assessment Map of the Town of Rye, for assessment year 2018; and

WHEREAS, under the terms of the above-described Court issued Consent Judgment, the assessment of the property at issue in those tax certiorari proceedings was reduced for all contested tax years (assessment year 2018), which will result in school tax refunds to be paid by the Port Chester Rye Union Free School District in the approximate amount of Seven hundred ninety-seven and 75/100 ($797.75) Dollars;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of Port Chester Rye Union Free School District authorizes the Assistant Superintendent for Business (1) to expend funds from the School District's Tax Certiorari Reserve Fund/undesignated fund balance for the payment of such school tax refunds that are caused by the reduction of the subject property's assessment for assessment year 2018, which reduction is set forth in the above-described Court issued Consent Judgment and which refunds will be in the approximate amount of Seven hundred ninety-seven and 75/100 ($797.75) Dollars and (2) to undertake such other actions as are necessary to comply with the Court issued Consent Judgment.

WHEREAS, New York State Supreme Court, County of Westchester, the Hon. Bruce Tolbert, J.S.C. presiding, has signed a Consent Judgment, dated October 15, 2019, which was filed in the office of the County clerk of Westchester County on October 21, 2019, that resolves a series of tax certiorari proceedings commenced by 370 Westchester Avenue Corp., entitled 370 Westchester Avenue Corp. v. Assessor of the Town of Rye, et al. (Sup. Ct. West. Co. Index Nos. 67257/13, et seq.), which contested the assessment of property located at 370-388 Westchester Avenue in the Town of Rye, which property is identified as Section 142.21, Block 1, Lot 33 on the Official Assessment Map of the Town of Rye, for assessment years 2013 through 2017; and

WHEREAS, under the terms of the above-described Court issued Consent Judgment, the assessment of the property at issue in those tax certiorari proceedings was reduced for all contested tax years (assessment years 2013 through 2017), which will result in school tax refunds to be paid by the Port Chester Rye Union Free School District in the approximate amount of Eighty-four thousand five hundred fifteen and 94/100 ($84,515.94) Dollars;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of Port Chester Rye Union Free School District authorizes the Assistant Superintendent for Business (1) to expend funds from the School District's Tax Certiorari Reserve Fund/undesignated fund balance for the payment of such school tax refunds that are caused by the reduction of the subject property's assessment for assessment years 2013 through 2017, which reduction is set forth in the above-described Court issued Consent Judgment and which refunds will be in the approximate amount of Eighty-four thousand five hundred fifteen and 94/100 ($84,515.94) Dollars and (2) to undertake such other actions as are necessary to comply with the Court issued Consent Judgment.