

A **Special Meeting** of the Batavia City School District Board of Education was called to order on **Tuesday, December 1, 2015, at 7:00 PM** by President, Patrick Burk, in the Superintendent's Conference Room, Batavia High School, 260 State Street, Batavia, NY.

**Members Present:** Patrick Burk, Shawna Murphy, Jessica Maguire-Tomidy, Andy Pedro, Karen Tomidy, Lea Brown, Student Ex-Officio Representative

**Absent:** Peter Cecere, Leslie Johnson

**Others Present:** Christopher J. Dailey, Superintendent; Scott C. Rozanski, Business Administrator/Clerk; Roberta Norton, Assistant Clerk to the Board; Molly Corey, Executive Director for Curriculum and Instruction; James L. Jacobs, Director of Facilities III; Michael Bromley, Director of Health, Physical Education and Interscholastic Athletics; Mark Warren, Batavia Teachers' Association President; Diane Bonarigo, Principal, Jackson Primary; Tess Garland, Tiffany Amerine, staff members; Joanne Beck, *The Daily News*; Michael Pettinella, *The Buffalo News*; and Kathie Scott, District Public Relations.

Mr. Burk welcomed those present to the meeting and led the pledge to the flag.

### **Presentations**

#### **Board Awards**

Based on the success of the Batavia Blue Devils Football Team this season, Mr. Burk read and presented Mr. Bromley with a Proclamation recognizing the coaches and team members for achieving the Class B Sectional Championship Title. In Coach Briggs' absence due to a conflicting Hockey game which he coaches, Mr. Bromley accepted this recognition on behalf of the team. We are proud of Coaches Brennan Briggs, Ben Buchholz, John Williams, Nick Burk, John Reigle, Dave Moore, Marc Lawrence, and Anthony Macaluso, and team members Jerry Reinhart, Chandler Baker, Nick Kneid, Eric Davis, Trenton McGraw, Trevor Sherwood, Malachi Chenault, Jacob Cryer, Jonathon Barber, Greg Mruczek, Jayson Wylie, Andrew Mruczek, Adonis Davis, Antwan Odom, Cody Dioguardi, Anthony Gallo, Ray Leach, Dominick Mogavero, John Garlock, Terren Lovria, Addison Pitcher, Noah Dobbertin, Danny Williams, Logan McClain, Hunter Lin, Tyler Mann, Nick Amico, Ian SanFratello, Clayton Gorski, Anthony Ray, Sam Marble, Jacob Schrider, Ryan Hogan, and Nate Hussar.

Batavia Middle School Nurse Tess Garland was recognized this month as an Outstanding Employee by the Board, noting that she is an outstanding team player and committed employee who is patient and kind to students, knowledgeable about health concerns that arise, and able to communicate well with students, staff, and parents.

The Board also recognized Tiffanie Amerine, a Kindergarten Teacher at Jackson Primary for her great dedication to the staff and students, and her strong technology, leadership, and communication skills. Two years ago, Mrs. Amerine voluntarily trained all staff on a new technology tool, Class DOJO, which enables teachers and parents to easily communicate on a daily basis. In addition, she has coordinated Jackson Primary's Family Learning Night for the past three years.

### **Committee Quarterly Reports**

#### **Audit Committee – Mr. Rozanski**

The Audit Committee met this evening prior to tonight's meeting with a minimal agenda. The District is considering evaluating a deferred compensation plan to offer to employees in addition to our current 403b plan. Further evaluation will occur and be reported to the Audit Committee with a possible recommendation to the Board forthcoming.

**Call to Order**

**Roll Call**

**Pledge to Flag**

**Presentations  
Board Awards**

*Batavia Blue  
Devils Football  
Team*

*Tess Garland*

*Tiffanie Amerine*

**Qtrly. Reports  
Audit**

**Safety Committee – Mr. Jacobs**

Mr. Jacobs provided an update on the district safety issues, stating that key fobs will be distributed this month to all staff members, replacing the current ID tag access ability. Intrusion lock installation is nearing completion and each exterior door of each building is now clearly numbered in clockwise order to assist in emergency responses, directing responders such as police and fire fighters, to specific entrances. Mr. Rozanski added that NYSIR (New York Schools Insurance Reciprocal) offers webbased professional development on building safety. The committee will review the various topics and post appropriate workshops for staff. A self-audit through Genesee County Self-Insurance revealed only two minor adjustments that need to be completed districtwide. The District will continue working with the GVEP Health and Safety Coordinator and Genesee County on a uniform safety plan which is consistent throughout the State. This plan will align same language alerts with all constituents, along with other pertinent functions school districts and public entities collaborate on for public safety. In regard to the recent instances and threats of the pertussis virus, Mr. Jacobs assured that Board that cleaning and sanitizing has increased and intensified in all our buildings.

*Safety Committee*

**District Level Committees – Mrs. Corey**

Mrs. Corey presented an update on the many district level committees and their functions. These committees, which call upon representation from all buildings to direct and implement strategies to move learning forward, include, but are not limited to the Instructional Leadership Team, New Teacher Induction, Professional Development, Positive Behavior and Intervention (PBIS), Response to Intervention (RTI), Literacy, Math Steering, District Leadership, and Technology. The District's focus is to create a blended and adaptive learning environment while utilizing the many tools of technology to engage learners, opening doors to our youngest youth, while educating all students of appropriate behavior when using these innovative tools.

*Dist. Level  
Committees*

**Superintendent's Report – Mr. Dailey**

Mr. Dailey proudly announced that all of our District's fall varsity athletic teams have been recognized by the NYS Public High School Athletic Association as Scholar Athlete Teams. To qualify, team members must have a composite Grade Point Average (GPA) of 90% or above. The Girls Soccer Team also received Statewide recognition for their successful season. Many activities recently took place involving the parents, community, faculty, students and staff. Some of these events were the "Thanksgiving in a Box" Program sponsored by the BHS National Honor Society, Jackson Primary and Batavia Middle School Family Night, including the *Warm the Night Program* where free hats and gloves were distributed to those in need, Technology Academy, and an informational table for the BCSD Foundation set up at the Holiday Festival sponsored by Zonta Club and the BHS Hockey Team. These events were highly attended by parents and the community, giving parents and children information to take home and practice as a means to extend their learning beyond the normal school day. Mr. Dailey observed Mr. Kesler demonstrating for his 4<sup>th</sup> grade teachers the new enhanced techniques to improve our Guided Reading Practice. This is information Mr. Kesler and Mr. Dailey learned by attending the NYS Reading Conference, along with Mrs. Corey and several of our teachers. Mr. Dailey and Mrs. Corey also attended the NYS Association for Computer and Technologies in Education Conference (NYSCATE) with a team of 18 teachers representing all school buildings. This conference focused on how technology is changing and can restructure the classroom, which was beneficial as the District looks forward to writing a new Technology Plan. Mr. Dailey publicly thanked Mr. and Mrs. Jerry Reinhart and Mr. Jacobs for the huge success of the Concession Stand at VanDetta Stadium.

*Superintendent*

**Student Ex-Officio – Miss Brown**

Miss Brown reported that sporting events for the winter season are underway, with a Varsity Girls Basketball game tonight at home and the Boys Varsity home game taking place Friday night. She encourages the Blue Zoo and others to come support our teams. Also taking place is the Can Drive fundraising event between Mr. Klumpp and Mr. Byrnes. Classes are encouraged to continue bringing in canned goods for the needy.

*Ex-Officio*

**Public Relations Report – Mrs. Scott**

Kathie Scott, Public Relations Coordinator, provided a brief overview about many of the efforts that are made by the District to communicate with parents and the community. She emphasized that, through the years, the District has worked toward making communication more of a two-way process that builds understanding and cooperation among all stakeholders, and that technology has greatly increased our capabilities to build more and better communication. Mr. Dailey added statistics for the *Let's Talk!* app available to parents and the community through the District website. Since mid-October, there have been 35 dialogues opened and resolved. Of those 35, 60% of the people chose to remain anonymous, 17% were students, and 9% were parents and/or guardians. Most, 46%, were inquiries or comments about athletics.

*Public Relations*

**Financial Summary Report – Mr. Rozanski**

Mr. Rozanski summarized the financial comparisons of September 2014 to September 2015.

**Financial Summary Rpt.**

There was no one present wishing to address the Board under *Public to be Heard*.

**Public Heard**

**Motion made by** Mr. Pedro, seconded by Mrs. Murphy, to approve the agenda, as stated.

**Yes – 5 [Burk, Maguire-Tomidy, Murphy, Pedro, Tomidy] No – 0 Absent – 2 [Cecere, Johnson]**

**Motion carried. [5-0]**

**Agenda Alterations**

**Upon the recommendation of the Superintendent, motion made by** Mr. Pedro, seconded by Mrs. Tomidy – **BE IT RESOLVED** to approve the following Consent Items A-I, as listed.

**Consent Items**

A. CSE Reports: 10/29/15; 11/6/15; 11/9/15 (2); 11/10/15 (Manifestation mtg.); 11/13/15; 11/18/15; 11/19/15; IEP Amendment w/o a mtg.(?)

**CSE Reports**

B. CPSE Reports: 11/23/15, IEP Amendment w/o a mtg.-11/9/15 and 11/20/15

**CPSE Reports**

C. Leave of Absence

**Leaves**

1. Lindsey Doktor, Foreign Language Teacher [BMS], Family Medical Leave, effective November 18, 2015 through date to be determined

*L. Doktor*

D. Appointments

**Appointments**

1. Joshua M. Pacino, Long-term Substitute Music Teacher [JA/Gilebart], effective November 16, 2015 through on or about December 21, 2015; Salary according to the Batavia Teachers' Agreement – \$36,500.00 pro-rated at \$182.50/day, plus any new graduate hours submitted at \$80/credit hr., according to the Batavia Teachers' Association Agreement.

*J. Pacino*

2. Other Schedule "C" – Extended Day [JK Math Academy]; \$30.00/hr.; 2 hrs./wk. for 15 weeks, beginning November 30, 2015: Lauren Guider, Cassandra Brown, Deb Loftus, Joseph Rebisz, Stephanie Koszelak, Melissa Calandra, Julie Palermo, Kristen Briggs, Antonia Madau, Lynn Dobbertin, Christine Ditzel

*Ext. Day [JK]*

3. Substitute Teachers/Retirees/Aides/Nurses/Clerical List Additions [Bd. Book only]

*Sub List Additions*

4. Jodie McCulley, Long-term Substitute Teacher Aide [BMS/1:1, new], retroactive to November 16, 2015 through June 23, 2016; 8-3 PM; Salary according to the Batavia Clerical Association Agreement - \$10.40/hr.

*J. McCulley*

E. Financial

1. Clerk's Report – September 2015
2. Treasurer's Report – September 2015
3. Budget Transfers – September 2015

**Financial**

*Clerk's Report  
Treasurer's Report  
Budget Transfers*

F. Change Orders

1. #00014 Javen Construction VD Stadium/Logo \$3,150.00
2. #00015 Blackmon Farrell Electric VD Stadium/Circulation Pump \$ 434.00
3. #00016 Ferraulo Plumb. & Htng. JA Gang Toilets (Credit) -(\$1,422.48)
4. #00017 Javen Construction HS Fire-rated Doors/Hdwr. \$5,825.00
5. #00018 Blackmon Farrell Electric VD Stadium Elec. Unit Heater \$ 813.00

**Change Orders**

G. Affordable Care Act (ACA) Board Resolution Revision

A resolution for the establishment of Affordable Care Act Measurement Periods Standard Periods for Ongoing Employees

**Affordable  
Care Act**

**WHEREAS**, the Patient Protection and Affordable Care Act (the "Act") and the regulations promulgated thereunder authorize employers to utilize measurement, administrative, and stability periods to determine whether ongoing employees constitute full-time employees under the Act;  
and

**WHEREAS**, the District previously adopted measurement, administrative, and stability periods for such determinations by resolution at a meeting on August 18, 2015.

**WHEREAS**, the District wishes to adopt corrected measurement, administrative, and stability periods for the purposes of determining whether ongoing employees constitute full-time employees under the Act.

**NOW THEREFORE, BE IT RESOLVED**, that the resolution adopted on August 18, 2015 is hereby rescinded; and

**BE IT FURTHER RESOLVED**, that the standard measurement period for ongoing employees shall be a period of twelve (12) months from October 13th to October 12th; and

**BE IT FURTHER RESOLVED** that the administrative period for ongoing employees shall be a period of eighty (80) days from October 13th to December 31st; and

**BE IT FURTHER RESOLVED** that the stability period for ongoing employees shall be a period of twelve (12) months from January 1st to December 31st.

**BE IT FURTHER RESOLVED** that for calendar year 2015 compliance only the District shall utilize a transitional first standard look back measurement period of six (6) months which would run from April 13th of 2014 through October 12th of 2014, an administrative period running October 13, 2014 through to December 31, 2014, and a first standard stability period from January 1, 2015 through December 31, 2015.

**Initial Periods for New Variable Hour, Part-Time, and Seasonal Employees**

**WHEREAS**, the Patient Protection and Affordable Care act (the "Act") and the regulations promulgated thereunder authorize employers to utilize initial measurement, administrative and stability periods to determine whether new variable hour, part-time, and seasonal employees constitute full-time employees under the Act;  
and

**WHEREAS**, the District previously adopted measurement, administrative, and stability periods for such determinations by resolution at a meeting on August 18, 2015;

**WHEREAS**, the District wishes to adopt corrected initial measurement, administrative, and stability periods for the purposes of determining whether new variable hour, part-time, and seasonal employees constitute full-time employees under the Act.

**NOW THEREFORE, BE IT RESOLVED**, that the resolution adopted on August 18, 2015, is hereby rescinded; and

**BE IT FURTHER RESOLVED**, that the initial measurement period for new variable hour, part-time, and seasonal employees shall be a period of twelve (12) months that commences on the first day of the calendar month following an employee’s first day of work; and

**BE IT FURTHER RESOLVED**, that the administrative period for new variable hour, part-time, and seasonal employees shall commence on the day after the end of the employee’s initial measurement period and continue until the last day of the first calendar month beginning on or after the first anniversary of the employee’s start date; and

**BE IT FURTHER RESOLVED**, that the stability period for new variable hour, part-time, and seasonal employees shall be a period of twelve (12) months commencing on the day after the end of the employee’s administrative period.

H. Contracts

1. Memorandum of Agreement between the Batavia Administrators’ Association and the Batavia City School District – Retirement Incentive
2. 2015-16 Agreement with Firland Management, LLC, dba Batavia Ice Arena for ice rink use by the Batavia Ice Devils
3. 2015-16 Health Services Agreement, Rush Henrietta Central School District; \$357.03/student (1 child attending Norman Howard School)
4. Agreement between the Genesee County Department of Social Services, Batavia City School District and the Student Transition and Recovery (STAR) Program; September 1, 2015 through August 31, 2017

I. Conference Request

1. DTSDE Conference, December 14-16, 2015, Albany, NY – Molly Corey, \$824.50; Sandy Griffin, \$524.25

**Yes – 5 [Burk, Maguire-Tomidy, Murphy, Pedro, Tomidy] No – 0 Absent – 2 [Cecere, Johnson]**  
**Motion carried. [5-0]**

**2015-16 Board of Education Goals** are to be established by the first of the year, 2016. Suggestions and recommendations are due by week’s end. Information already submitted will be shared to avoid duplication.

**Motion made by** Mrs. Maguire-Tomidy, seconded by Mrs. Murphy to approve the request from Amy Saraceni Thompson (BHS Class of ‘66) to establish a \$200.00 one-time only Jenny Robbins Memorial Scholarship, meeting the criteria for a Senior pursuing a Business Degree or future in Retail Sales.

**Yes – 5 [Burk, Maguire-Tomidy, Murphy, Pedro, Tomidy] No – 0 Absent – 2 [Cecere, Johnson]**  
**Motion carried. [5-0]**

**Motion made by** Mrs. Tomidy, seconded by Mr. Pedro, to renew membership in the NYS School Boards’ Association, 1/1/16 to 12/31/16, in the amount of \$9,677.00.

**Yes – 5 [Burk, Maguire-Tomidy, Murphy, Pedro, Tomidy] No – 0 Absent – 2 [Cecere, Johnson]**  
**Motion carried. [5-0]**

**Contracts**

*MOA-Admins.*

*Batavia Ice Arena*

*Health Services –  
Rush Henrietta  
STAR Program*

**Conferences**

*DTSDE  
Corey/Griffin*

**Board Goals**

**Establish New  
Scholarship**

*Jenny Robbins  
Memorial*

**NYSSBA  
Membership**

**Motion made by Mrs. Maguire-Tomidy, seconded by Mr. Pedro, to enter into Executive Session at 7:50 PM** to discuss matters about collective negotiations pursuant to Article 14 of the Civil Service Law; the medical, financial, credit, or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation; and the acquisition, sale, or lease of real property or the proposed acquisition of securities, or sale or exchange of securities held by such public body, but only when publicity would substantially affect the value of thereof.

**Yes – 5 [Burk, Maguire-Tomidy, Murphy, Pedro, Tomidy] No – 0 Absent – 2 [Cecere, Johnson]  
Motion carried. [5-0]**

**Executive  
Session**

**Motion made by Mr. Pedro, seconded by Mrs. Tomidy to return to public session at 8:28 PM.**

**Yes – 5 [Burk, Maguire-Tomidy, Murphy, Pedro, Tomidy] No – 0 Absent – 2 [Cecere, Johnson]  
Motion carried. [5-0]**

**Return to  
Public Session**

**Motion made by Mr. Pedro, seconded by Mrs. Tomidy, to adjourn the meeting at 8:29 PM.**

**Yes – 5 [Burk, Maguire-Tomidy, Murphy, Pedro, Tomidy] No – 0 Absent – 2 [Cecere, Johnson]  
Motion carried. [5-0]**

**Adjournment**

Respectfully submitted,



Scott C. Rozanski, Clerk  
bn